State of New York

Department of Correctional Services

Building Number 2
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CHARACTERISTICS OF NEW COMMITMENTS

1992

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SUMMARY

1. Total number of admissions

There were 32,229 total admissions to the New York State Department of Correctional Services in calendar year 1992. Of these 25,155 (78%) were new court commitments, 4,697 (15%) were returned parole violators and 2,377 (7%) were other admissions **(see Table 1.1, p. 4 and Figure 1.1 p. 3).**

2. Commitment Crime

Overall, 34% of 1992 new commitments were violent felony offenders, 45% drug offenders, 14% property or other offenders, 5% coercive crime offenders and 2% Youthful Offenders **(see Table 2.2, p. 10 and Figure 2.1 p. 7).**

Violent felony offense commitments grew at a faster pace than drug offenses and other offense commitments from 1989 to 1992. Thus the violent felony offense commitments in 1992 were slightly higher proportionally at 34% than in 1989 (33%) whereas drug offense commitments, etc. either dropped or remained the same from 1989 to 1992 **(see Table 2.1, p. 8).**

3. Second felony offenders

Forty-two percent of 1992 new court commitments were sentenced as first felony offenders (N=10,545), 57% (N=14,324) as second felony offenders and 1% (N=283) as persistent felony offenders **(see Table 3.1, p. 13; Figure 3.1 p. 12).**

4. Felony Class

Three quarters of new felony commitments in 1992 were for class C or lower category felonies. Most lower felony commitments (class D and E) were also second felony commitments and about half of class C felony commitments were second or persistent felony commitments **(see Table 4.2, p. 27).**

5. Average minimum sentence

The average minimum sentence for 1992 new court commitments was 36.3 months (the median was 24.0 months). For persons sentenced as a first felony offender the average was 37.2 months (median 18.0 months), for persons sentenced as a second felony offender the average was 34.2 months (median 24.0 months), the average for a persistent felony offender is 113.8 months (median 96.0 months) **(see Table 5.2, p. 33).** That the average minimum sentence for a second felony offender (34.2 months) is lower than that for a first felony offender (37.2 months) is due to the greater concentration of lower level class D and E offenders in the second felony group.

The average minimum term for legislatively designated violent felony offenders committed in 1992 was 53.6 months (median 30.0 months). For drug offenders the average was 30.2 months (median 30.0). For property and other offenders the average was 20.6 months (median 18.0 months) **(see Table 5.2, p. 33).**

6. Prior adult criminal record

Examination of the prior adult criminal record of 1992 new court commitments, shows 13% had no prior adult arrest, 9% had a prior adult arrest but no conviction, 22% had a prior conviction but received a sentence other than jail or prison, 31% had served a prior local jail sentence, and 27% had previously served a state or federal term **(see Table 6.1, p. 45 and Figure 6.1 p. 44).**

7. Drug Commitments

Though the number of drug offender court commitments grew from 1989 (N=9,763) through 1992 (N=11,225), the percent increase was less than that of the remainder of the new commitment population (15% and 18% respectively) and the proportion of drug offenders in the new commitment population fell about one percent from 45.4% in 1989 to 44.6% in 1992.

The proportion of drug commitments that were second felony offenders grew from approximately 54% in 1989 to 66% in 1992 **(see Table 7.2, p. 48).**

8. Gender

Males were 92% of 1992 new court commitments (N=23,264), females 8% (N=1,888) **(see Table 2.1, p. 8 and Figure 8.1 p. 61).**

The number of female offenders committed to state prison has grown substantially in recent years from 279 (3.7%) in 1979, to 1,612 (7.5%) in 1989, to 1,888 (7.5%) in 1992 **(see Table 8.2, p. 63).**

9. Race/Ethnic status

Whites made up 14% of 1992 new court commitments, blacks 50%, and Hispanics 35% **(see Table 9.4, p. 69 and Figure 9.1 p. 65).**

10. Age

The average age of 1992 new court commitments was 29.2 years. For males the average age was 29.1 years, for females 30.8 years **(see Table 10.1, p. 81)**.

11. Region of the State

In 1992, 71% (N=17,922) of court commitments were from New York City, 11% (N=2,807) were from suburban New York City counties, 10% (N=2,530) were from upstate counties with a population-center of 50,000 or more, and 7% (N=1,867) were from the remaining upstate counties **(see Table 11.1, p. 93 and Figure 11.1 p. 92)**.

12. Country of Birth

Among 1992 new court commitments 76% (N=19,190) were born in the United States, 11% (N=2,654) in United States Possessions, 8% (N=1,988) in the island nations located in the Caribbean Sea, 2% (N=534) from nations in South America, and 3% (N=647) in other nations **(see Table 12.1, p. 106 and Figure 12.1 p. 105)**. As a percentage of total new court commitments foreign born inmates have remained fairly constant (12.9% in 1991) 12.6% in 1992 **(see Table 12.1, p. 106)**.

13. Education

The average educational level (based on last grade completed as reported by the inmate) among 1992 new court commitments is 10th grade. Based on tests administered at reception to the Department, the average reading level is 8th grade, the average mathematics level is 7th grade **(see Tables 13.1, 13.2, 13.3, pp. 111-112)**.

14. Marital Status

Sixty-seven percent of 1992 new court commitments were single never legally married, 16% were married, 8% reported common-law relationships, and 9% were divorced, widowed or separated **(see Table 14.1, p. 116)**.

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CHARACTERISTICS OF NEW COURT COMMITMENTS 1992

INTRODUCTION

This report is one of a series designed to make data available on the inmate population of the New York State Department of Correctional Services. The report presents basic descriptive information on selected characteristics of offenders admitted to Department custody as court commitments. Information on criminal justice system variables is presented (e.g., commitment offense type, prior adult criminal record) as well as information on demographic variables (e.g., ethnic status). In addition, at several stages in the report, commitments in 1992 are compared with commitments received in each of the three preceding years to determine whether any significant shifts have occurred over the period 1989 through 1992.

The overall finding of this latest report in an annual series is "stability amidst growth." The steady growth of the admissions population which began in 1970 has continued in 1992. Total commitments for 1992 rose to 32,229, their highest level since 1970, from 29,860 in 1991. All categories of commitments rose: new court commitments from 24,116 in 1991 to 25,155 in 1992; returned parole violators from 3,401 in 1991 to 4,697 in 1992; and all other admissions from 2,343 in 1991 to 2,377 in 1992.

New court commitments are the main focus of this annual report. In this category, it was found that not all component populations rose but most did. Male new commitments, for example, rose from 21,851 in 1991 to 23,267 in 1992. Female new commitments, however, declined from 2,264 in 1991 to 1,888 in 1992. Black and Hispanic new commitments increased in 1992 from 1991 levels but white new commitments in 1992 declined slightly from 1991.

Among crime categories, all categories of offenders rose from 1991 to 1992. New commitments for violent felony offenses rose from 8,329 in 1991 to 8,650 in 1992. Drug offenders rose from 10,778 to 11,225.

The number of first and second felony offenders both rose in 1992 over 1991. However, the proportion of second felony offenders increased while that of first felony offenders decreased from 1991. The largest proportional growth in new felony commitments was in class E felons who increased from 4,109 in 1991 to 4,839 in 1992. Class C and D new felony commitments also rose in 1992 over 1991; however, both class B and A-II new felony commitments declined from 1991 levels. It is evident that a strong increase in numbers of less serious class E through C felons committed has more than offset a slight decline in more serious class B to A-I felons to account for the rise since 1991 in new felony commitments.

Section 1

TYPE OF ADMISSION

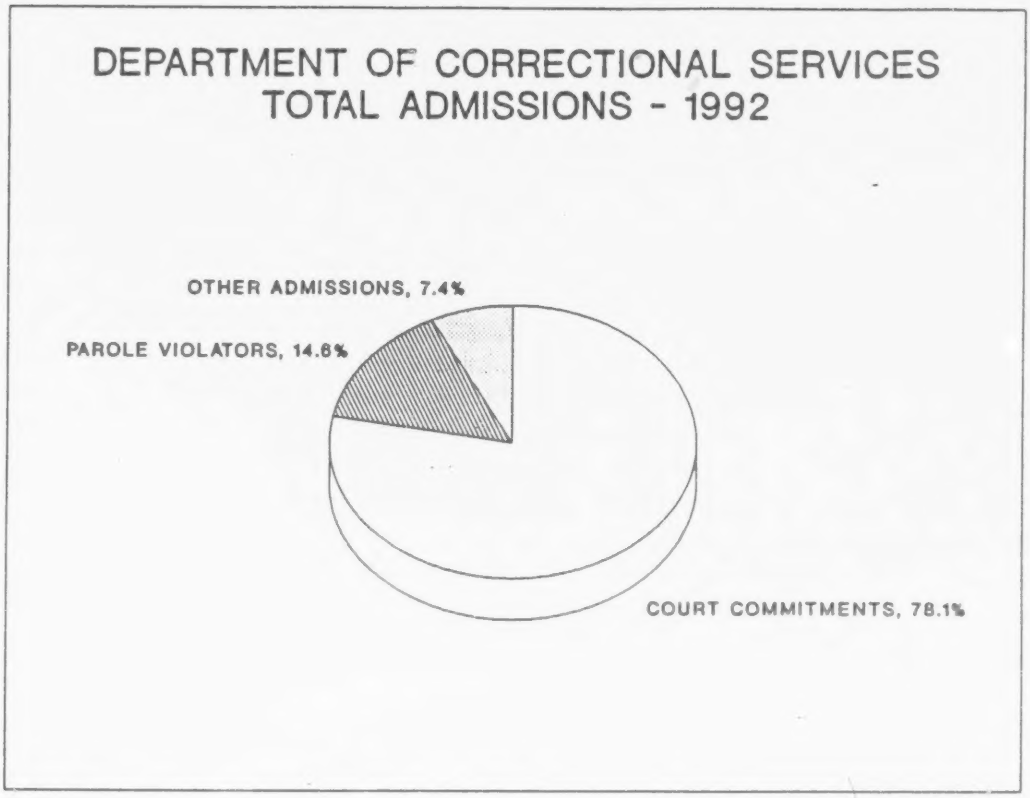
Individuals may be committed to state prison following conviction of a felony offense in a New York State court. For some offenses the court is required by law to sentence an individual to a state correctional facility. For other felony offenses a period of incarceration in state prison is one of several sentencing alternatives available to the judge. The large majority (78%) of people admitted in 1992 to the New York State Department of Correctional Services were committed from county courts following conviction for a felony offense. Approximately 15 percent of admissions to state prison were returned parole violators. The remaining were admitted for other reasons. Figure 1 shows the proportion of admissions that fall into each of three general categories: (1) new court commitments, (2) returned parole violators, and (3) all other admissions. Each of these general categories is examined in detail.

New Court Commitments

Table 1.1 presents the number of 1992 admissions to state prison that fall into each specific admission category. These specific admission categories are grouped into three larger categories. The first of these larger categories is referred to as new court commitments and it comprises 78.1% (N=25,155) of total admissions. New court commitments are persons who have been convicted of a felony offense and are sentenced to state prison as a result of this conviction.

There are several subcategories in the new court commitment pool. The first group, labeled "new court commitments", are persons committed to state prison for conviction of a felony offense. Also included in the new court commitments group are people who were on parole at the time they committed the offense for which they were admitted to prison in 1992. Persons identified as "new term absconders from work release" in Table 1.1 (N=215) are people who had been incarcerated on a previous conviction and had been approved for work release. These inmates absconded from the work release program and then committed a new crime. They were returned to state prison on the new conviction charge even though they were absconders from work release. There were also 50 individuals who were arrested while in the community on work release and these persons were returned to prison following conviction on the new charges. Finally, each year the Department receives a few persons who had been committed to the Division for Youth but at age 21 were transferred to the state correctional system to complete service of a juvenile offender sentence. In 1992, there were five such cases. There were also three new commitment cases admitted and discharged the same day for whom no crime data were recorded. These are excluded from all analyses in subsequent sections of the report.

FIGURE 1.1



ADMISSION TYPE
TOTAL ADMISSIONS IN 1992
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

ADMISSION TYPE	NUMBER	PERCENT
NEW COURT COMMITMENTS	25,155	78.1%
RETURNED PAROLE VIOLATORS	4,697	14.6%
ALL OTHER ADMISSIONS	2,377	7.4%
TOTAL ADMISSIONS	32,229	100.0%

TABLE 1.1 ADMISSION TYPE BY SEX; 1992 TOTAL ADMISSIONS

ADMISSION TYPE	MALE		FEMALE		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
NEW COURT COMMITMENTS						
NEW COURT COMMITMENT	23010	76.9%	1875	80.7%	24885	77.2%
NEW TERM ABSCONDER FROM WORK RELEASE	205	.7%	10	.4%	215	.7%
NEW TERM DIVISION FOR YOUTH ADMISSION	5	.0%	0	.0%	5	.0%
NEW TERM TEMPORARY RELEASE ARREST	47	.2%	3	.1%	50	.2%
SUBTOTAL	23267	77.8%	1888	81.2%	25155	78.1%
RETURNED PAROLE VIOLATORS						
RETURN PAROLE VIOLATOR	4095	13.7%	300	12.9%	4395	13.6%
RETURN CONDITIONAL RELEASE VIOLATOR	286	1.0%	16	.7%	302	.9%
SUBTOTAL	4381	14.6%	316	13.6%	4697	14.6%
OTHER ADMISSIONS						
RETURN FROM COURT ORDERED DISCHARGE	88	.3%	3	.1%	91	.3%
RETURN COURT DISCHARGE ON PAROLE	5	.0%	0	.0%	5	.0%
RETURN ESCAPEE	10	.0%	0	.0%	10	.0%
RETURN ABSCONDER FROM WORK RELEASE	1317	4.4%	75	3.2%	1392	4.3%
RETURN FROM OFFICE OF MENTAL HEALTH	622	2.1%	36	1.5%	658	2.0%
RETURN OTHER AGENCY	5	.0%	0	.0%	5	.0%
RETURN TEMPORARY RELEASE ARREST	147	.5%	3	.1%	150	.5%
OTHER	63	.2%	3	.1%	66	.2%
SUBTOTAL	2257	7.5%	120	5.2%	2377	7.4%
GRAND TOTAL	29905	100.0%	2324	100.0%	32229	100.0%

Returned Parole Violators

The second large category of admissions to state prison consists of returned parole violators. Felony offenders committed to prison in New York State receive an indeterminate sentence which has a minimum term and a maximum term. Once inmates have served the minimum sentence they may, at the discretion of the Board of Parole, be released to parole supervision. Except for people serving a life sentence and people who lose good time, once inmates have reached their conditional release date (defined as service of two-thirds of the maximum sentence) they must, by law, be released to parole supervision. The grant of parole may be revoked if the parolees violate the rules that are a condition of release on parole. People whose parole status has been revoked are returned to state prison to continue service of the original sentence until such time as they are re-released by the Board of Parole, or until the inmates reach their conditional release dates, or the maximum expiration date of their sentences are reached. People returned for violation of parole were 14.6% (N=4,697) of 1992 admissions.

Other Admissions

The third large category of admissions to state prison (labeled "other admissions", see Table 1.1) contains a range of different reasons for re-admission to state prison. "Returns from court ordered discharge" refers to individuals who had appealed the original conviction and while court proceedings were taking place the court had ordered the person to be discharged. People whose criminal charges (and sentence) were upheld by the appellate courts and who were returned to state prison fall into this category (N=91). "Returned escapees" (N=10) are inmates who had escaped from Department custody and were then returned. Similarly, "returned absconders from work release" (N=1,392) accounts for inmates who had been placed in the Department's work release program and who absconded from this program and were then returned to custody.

Inmates transferred to Central New York Psychiatric Center for mental health services are passed to the legal custody of the Office of Mental Health. These individuals continue to earn time toward the service of their sentence. Inmates that are returned to the Department of Correctional Services from the Office of Mental Health are identified as "Returns from Office of Mental Health" (N=658). "Return from other agency" (N=5) refers to persons who were transferred from the Department to another state, to the federal system, or to other criminal justice agencies and who were subsequently returned to the Department. "Return temporary release arrest" (N=150) refers to inmates who were arrested while out on work release and then returned to Department custody. These inmates did not receive a new sentence prior to their return to DOCS' custody. There were an additional 66 admissions to the Department in 1992 categorized as "other."

Section 2

COMMITMENT OFFENSE

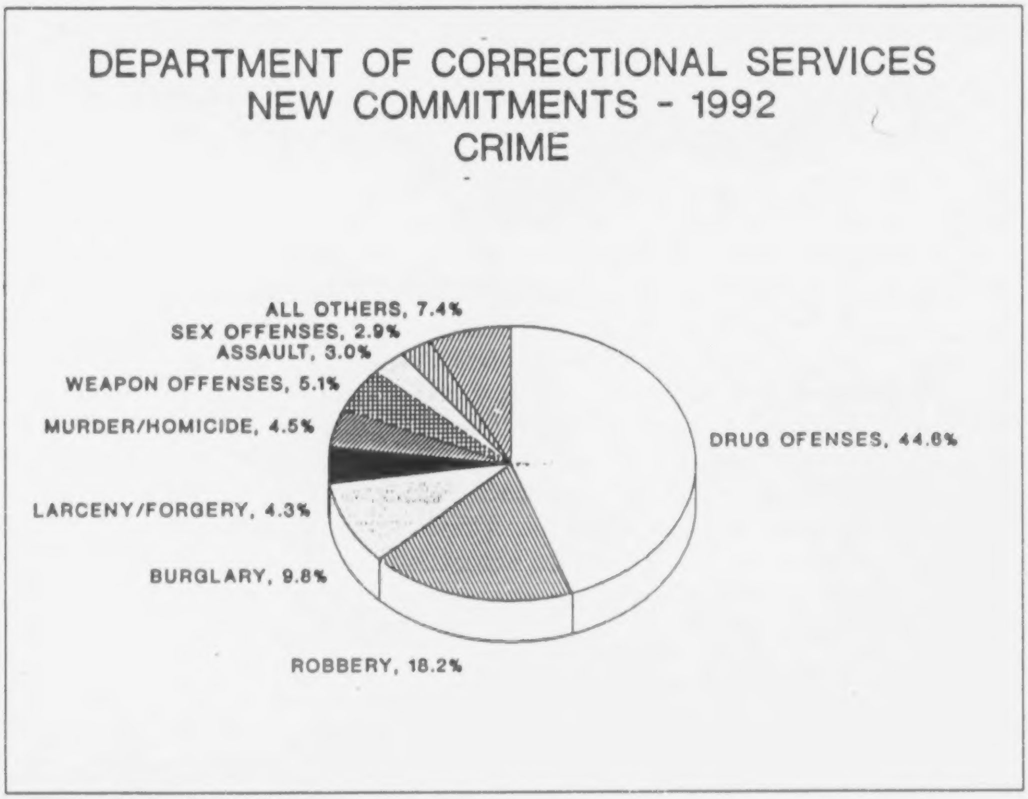
The commitment crime for the persons who were new court commitments to the Department of Correctional Services in 1992 is presented in Table 2.1 (see also Figure 2.1 p. 8). Commitment crimes are grouped into several larger categories the first of which is termed "violent felony". During a 1978 special session the New York State Legislature enacted laws designed to provide for more severe penalties for certain violent felony crimes (see N.Y.S. Penal Law Section 70.02). The Legislature designated certain crimes as "violent felony offenses" (e.g., Attempted Murder 2nd, Manslaughter 1st, Rape 1st, Robbery 1st, Assault 1st). The Legislature did not include Murder 1st (which has been declared unconstitutional), Murder 2nd, Kidnapping 1st and Arson 1st in the designated violent felony legislation because these crimes as class A-1 felony offenses already carry the most severe sentences ranging from 15 years to Life imprisonment. However, due to their violent nature, we include Murder 2nd, Kidnapping 1st and Arson 1st in the violent felony group.

Persons convicted of violent felony crimes were 34% (N=8,650 cases) of 1992 new court commitments.

The second general category is labeled "other coercive" crimes. It includes crimes that are of a violent or coercive nature but were not designated by the legislature as violent felony crimes. These "other coercive" crimes made up 5% (N=1,380) of new court commitments. The third category includes all felony classes of drug commitments. Forty-five percent (N=11,225) of 1992 new court commitments were for drug offenses. The fourth general category is termed "property and other" and contains non-violent offenses such as Burglary 3rd, Grand Larceny, Forgery, and Stolen Property. Property and other felonies comprise 14% of 1992 new court commitments (N=3,480).

The last general category is Youthful Offenders who were 2% (N=417) of new court commitments. Youthful Offenders are persons aged 16 to 19 at the date of the offense who were convicted of a felony crime but were subsequently granted Youthful Offender status by the court. (See New York State Criminal Procedure Law Section 720.10).

FIGURE 2.1



COMMITMENT CRIME
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

CRIME TYPE BY OFFENSE	NUMBER	PERCENT
DRUG OFFENSES	11,225	44.6%
ROBBERY	4,590	18.2%
BURGLARY	2,474	9.8%
MURDER/HOMICIDE	1,136	4.5%
WEAPONS OFFENSES	1,294	5.1%
LARCENY/FORGERY	1,094	4.3%
ASSAULT	755	3.0%
SEX OFFENSES	718	2.9%
ALL OTHERS	1,866	7.4%
TOTAL	25,152	100.0%

CRIME BY CATEGORY	NUMBER	PERCENT
VIOLENT FELONY	8,650	34.4%
OTHER COERCIVE	1,380	5.5%
DRUG OFFENSES	11,225	44.6%
PROPERTY OFFENSES	3,480	13.8%
YOUTHFUL OFFENDER	417	1.7%
TOTAL	25,152	100.0%

Note: There were 3 cases for whom crime data were missing.

TABLE 2.1 CRIME BY SEX; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	MALE		FEMALE		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
VIOLENT FELONY						
MURDER	343	1.5%	14	.7%	357	1.4%
ATTEMPT MURDER	236	1.0%	8	.4%	244	1.0%
MANSLAUGHTER 1ST	364	1.6%	31	1.6%	395	1.6%
RAPE 1ST	235	1.0%	2	.1%	237	.9%
ROBBERY 1ST	1950	8.4%	36	1.9%	1986	7.9%
ROBBERY 2ND	1796	7.7%	77	4.1%	1873	7.4%
ASSAULT 1ST	276	1.2%	25	1.3%	301	1.2%
ASSAULT 2ND	313	1.3%	24	1.3%	337	1.3%
BURGLARY 1ST	138	.6%	3	.2%	141	.6%
BURGLARY 2ND	1026	4.4%	34	1.8%	1060	4.2%
ARSON 1ST,2ND	31	.1%	7	.4%	38	.2%
SODOMY 1ST	133	.6%	1	.1%	134	.5%
SEXUAL ABUSE 1ST	187	.8%	1	.1%	188	.7%
WEAPONS OFFENSES	1283	5.5%	11	.6%	1294	5.1%
KIDNAPPING 1ST,2ND	64	.3%	1	.1%	65	.3%
SUBTOTAL	8375	36.0%	275	14.6%	8650	34.4%
OTHER COERCIVE						
MANSLAUGHTER 2ND	78	.3%	10	.5%	88	.3%
OTHER HOMICIDE	46	.2%	6	.3%	52	.2%
ROBBERY 3RD	703	3.0%	28	1.5%	731	2.9%
ATT ASSAULT 2ND	113	.5%	4	.2%	117	.5%
OTHER SEX OFFENSES	158	.7%	1	.1%	159	.6%
OTHER COERCIVE	212	.9%	21	1.1%	233	.9%
SUBTOTAL	1310	5.6%	70	3.7%	1380	5.5%
DRUG OFFENSES						
DRUG SALE	6714	28.9%	1007	53.3%	7721	30.7%
DRUG POSSESSION	3152	13.5%	352	18.6%	3504	13.9%
SUBTOTAL	9866	42.4%	1359	72.0%	11225	44.6%
PROPERTY AND OTHER						
BURGLARY 3RD	1261	5.4%	12	.6%	1273	5.1%
GRAND LARCENY	797	3.4%	60	3.2%	857	3.4%
FORGERY	190	.8%	47	2.5%	237	.9%
STOLEN PROPERTY	614	2.6%	34	1.8%	648	2.6%
DRIVE INTOXICATED	257	1.1%	3	.2%	260	1.0%
ALL OTHR FELONIES	199	.9%	6	.3%	205	.8%
SUBTOTAL	3318	14.3%	162	8.6%	3480	13.8%
YOUTHFUL OFFENDR	395	1.7%	22	1.2%	417	1.7%
SUBTOTAL	395	1.7%	22	1.2%	417	1.7%
GRAND TOTAL	23264	100.0%	1888	100.0%	25152	100.0%

Gender Differences in Commitment Crime

The population of persons committed to state prison in 1992 was predominately male. Females were only 7.5% (N=1,888) of the 25,155 persons committed to state prison in 1992. It should be noted however that while the number of female commitments has increased, the proportion of females among new court commitments has remained constant between 1989 and 1992. There were 7.5% in 1989, 7.3% in 1990, 9.4% in 1991 and 7.5% in 1992 (see also Section 8 below, pages 60-3).

Among men committed to state prison in 1992, 36.0% were convicted of a violent felony crime. This is more than twice the percent of women (14.6%) committed to state prison for these offenses (see Table 2).

Women committed to state prison were, however, considerably more likely to have been convicted of a drug offense than were men. Of females committed to state prison, 72.0% were convicted of a drug offense compared with 42.4% of males.

Shifts in Commitment Crime 1989-1992

Increases in new commitments occurred in all the broad crime categories (violent felony offenses, etc.) and relative proportions of offenders committed for each of these types of crimes remained fairly constant across the period. However, violent felony offense commitments increased more from 1989 to 1992 than any other category. The increase in violent felony offenses was 1,534 new commitments from 1989 to 1992 while the next largest increase was 1,462 new commitments for drug offenses. Violent felony offenses rose proportionately more than any other category except coercive offense new commitments. The increase of the latter was 24 percent, for violent felony offenses it was 22 percent, while for drug crimes it was 15 percent.

Because of the faster increase of violent felony offenses than of drug offenses, the former actually was a slightly higher percent of the total 1992 new commitments than of the 1989 new commitments, increasing from 33 percent to 34 percent while all other categories either remained the same or dropped slightly.

TABLE 2.2
CRIME BY YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989		1990		1991		1992	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
VIOLENT FELONY								
MURDER	342	1.6%	284	1.2%	333	1.4%	357	1.4%
ATTEMPT MURDER	187	.9%	161	.7%	233	1.0%	244	1.0%
MANSLAUGHTER 1ST	392	1.8%	415	1.8%	456	1.9%	395	1.6%
RAPE 1ST	229	1.1%	257	1.1%	256	1.1%	237	.9%
ROBBERY 1ST	1425	6.6%	1534	6.6%	1858	7.7%	1986	7.9%
ROBBERY 2ND	1582	7.4%	1803	7.8%	1820	7.5%	1873	7.4%
ASSAULT 1ST	222	1.0%	263	1.1%	339	1.4%	301	1.2%
ASSAULT 2ND	271	1.3%	319	1.4%	339	1.4%	337	1.3%
BURGLARY 1ST	121	.6%	95	.4%	134	.6%	141	.6%
BURGLARY 2ND	1172	5.4%	1050	4.5%	1035	4.3%	1060	4.2%
ARSON 1ST,2ND	48	.2%	45	.2%	46	.2%	38	.2%
SODOMY 1ST	144	.7%	119	.5%	142	.6%	134	.5%
SEXUAL ABUSE 1ST	142	.7%	184	.8%	183	.8%	188	.7%
WEAPONS OFFENSES	792	3.7%	866	3.7%	1107	4.6%	1294	5.1%
KIDNAPPING 1ST,2ND	47	.2%	43	.2%	48	.2%	65	.3%
TOTAL	7116	33.1%	7438	32.2%	8329	34.5%	8650	34.4%
OTHER COERCIVE								
MANSLAUGHTER 2ND	72	.3%	88	.4%	92	.4%	88	.3%
OTHER HOMICIDE	42	.2%	50	.2%	44	.2%	52	.2%
ROBBERY 3RD	607	2.8%	637	2.8%	670	2.8%	731	2.9%
ATT ASSAULT 2ND	97	.5%	122	.5%	140	.6%	117	.5%
OTHER SEX OFFENSES	106	.5%	108	.5%	131	.5%	159	.6%
OTHER COERCIVE	192	.9%	183	.8%	203	.8%	233	.9%
TOTAL	1116	5.2%	1188	5.1%	1280	5.3%	1380	5.5%
DRUG OFFENSES								
DRUG SALE	7104	33.0%	7597	32.9%	7625	31.6%	7721	30.7%
DRUG POSSESSION	2659	12.4%	3188	13.8%	3153	13.1%	3504	13.9%
TOTAL	9763	45.4%	10785	46.7%	10778	44.7%	11225	44.6%
PROPERTY AND OTHER								
BURGLARY 3RD	1172	5.4%	1191	5.2%	1191	4.9%	1273	5.1%
GRAND LARCENY	725	3.4%	793	3.4%	779	3.2%	857	3.4%
FORGERY	182	.8%	227	1.0%	234	1.0%	237	.9%
STOLEN PROPERTY	648	3.0%	645	2.8%	678	2.8%	648	2.6%
DRIVE INTOXICATED	180	.8%	217	.9%	227	.9%	260	1.0%
ALL OTHR FELONIES	176	.8%	172	.7%	205	.9%	205	.8%
TOTAL	3083	14.3%	3245	14.0%	3314	13.7%	3480	13.8%
YOUTHFUL OFFENDR								
YOUTHFUL OFFENDR	440	2.0%	442	1.9%	415	1.7%	417	1.7%
TOTAL	440	2.0%	442	1.9%	415	1.7%	417	1.7%
GRAND TOTAL	21518	100.0%	23098	100.0%	24116	100.0%	25152	100.0%

Section 3

SECOND FELONY OFFENDER STATUS

The New York State Penal Law provides for more severe sentences for second felony offenders and for persistent felony offenders (see Appendix A). In addition, the penal law requires with some exceptions a mandatory state prison term for persons convicted of a second felony offense (see section 70.06 NYS Penal Law).

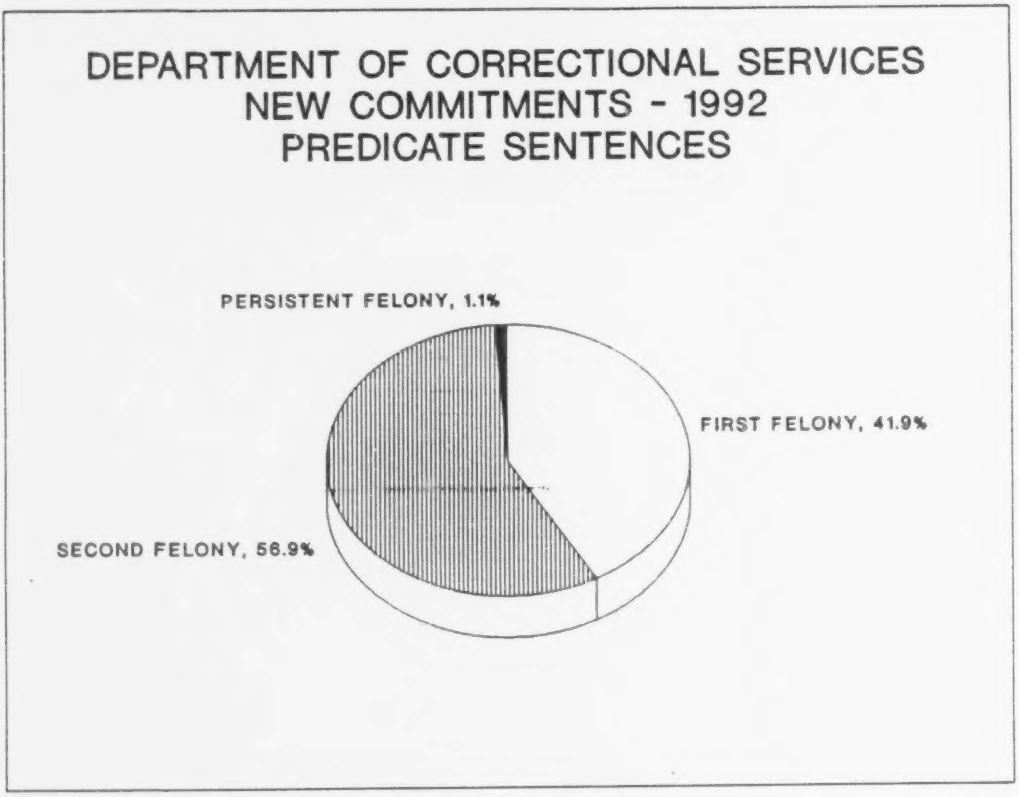
Among 1992 new court commitments 42% (N=10,545) were sentenced as first felony offenders, 57% as second felony offenders (N=14,324) and 1% (N=283) as persistent felony offenders (see Table 3.1 and Figure 3.1).

Those persons in Table 3.1 identified as second felony offenders are defendants who were sentenced by the trial court judge as a second felony offender. Some of those persons listed as first felony commitments have been convicted of prior felony crimes and some have previous sentences to state prison, but they were not sentenced as second felony offenders. This occurs because the statutes for class A-1 felony crimes do not contain provisions for sentencing as a second felony offender. The penalty for A-1 felony crimes is already the most severe so there is no need for additional enhancement in length of sentence.

There are differences in the percent of persons sentenced as second felony offenders in each general crime group. According to Table 3.1, in 1992 69% of those committed for property offenses were sentenced as second felony offenders as were 66% of persons committed for drug offenses. Among those committed for violent felony crimes, only 43% were sentenced as second felony offenders.

Table 3.2 also shows crime by second felony offender status yet the percentages are based on felony offender status rather than commitment crime.

FIGURE 3.1



COMMITMENT CRIME BY PREDICATE SENTENCE STATUS
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

	TYPE OF SENTENCE						
CRIME TYPE BY OFFENSE	FIRST NUMBER	FELONY PERCENT	SECOND NUMBER	FELONY PERCENT	PERSISTENT NUMBER	FELONY PERCENT	TOTAL NUMBER
VIOLENT FELONY	4,713	44.7%	3689	25.8%	248	87.6%	8,650
OTHER COERCIVE	569	5.4%	807	5.6%	4	1.4%	1,380
DRUG OFFENSES	3,779	35.8%	7429	51.9%	17	6.0%	11,225
PROPERTY OFFENSES	1,067	10.1%	2399	16.7%	14	4.9%	3,480
YOUTHFUL OFFENDER	417	4.0%	0	0.0%	0	0.0%	417
TOTAL	10,545	100.0%	14,324	100.0%	283	100.0%	25,152

Note: There were 3 cases for whom predicate sentence data were not available.

TABLE 3.1
CRIME BY FELONY STATUS (ROW PERCENTAGES); 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	FIRST FELONY OFFENDER		SECOND FELONY OFFENDER		PERSIST FELONY OFFENDER		TOTAL	
	NUMBER	ROW PERCENT	NUMBER	ROW PERCENT	NUMBER	ROW PERCENT	NUMBER	ROW PERCENT
VIOLENT FELONY								
MURDER	357	100.0%	0	.0%	0	.0%	357	100.0%
ATTEMPT MURDER	190	77.9%	51	20.9%	3	1.2%	244	100.0%
MANSLAUGHTER 1ST	323	81.8%	69	17.5%	3	.8%	395	100.0%
RAPE 1ST	164	69.2%	71	30.0%	2	.8%	237	100.0%
ROBBERY 1ST	1153	58.1%	771	38.8%	62	3.1%	1986	100.0%
ROBBERY 2ND	897	47.9%	920	49.1%	56	3.0%	1873	100.0%
ASSAULT 1ST	202	67.1%	92	30.6%	7	2.3%	301	100.0%
ASSAULT 2ND	187	55.5%	148	43.9%	2	.6%	337	100.0%
BURGLARY 1ST	78	55.3%	57	40.4%	6	4.3%	141	100.0%
BURGLARY 2ND	369	34.8%	644	60.8%	47	4.4%	1060	100.0%
ARSON 1ST,2ND	31	81.6%	7	18.4%	0	.0%	38	100.0%
SODOMY 1ST	101	75.4%	30	22.4%	3	2.2%	134	100.0%
SEXUAL ABUSE 1ST	119	63.3%	66	35.1%	3	1.6%	188	100.0%
WEAPONS OFFENSES	492	38.0%	750	58.0%	52	4.0%	1294	100.0%
KIDNAPPING 1ST,2ND	50	76.9%	13	20.0%	2	3.1%	65	100.0%
SUBTOTAL	4713	54.5%	3689	42.6%	248	2.9%	8650	100.0%
OTHER COERCIVE								
MANSLAUGHTER 2ND	70	79.5%	18	20.5%	0	.0%	88	100.0%
OTHER HOMICIDE	43	82.7%	9	17.3%	0	.0%	52	100.0%
ROBBERY 3RD	202	27.6%	526	72.0%	3	.4%	731	100.0%
ATT ASSAULT 2ND	22	18.8%	94	80.3%	1	.9%	117	100.0%
OTHER SEX OFFENSES	96	60.4%	63	39.6%	0	.0%	159	100.0%
OTHER COERCIVE	136	58.4%	97	41.6%	0	.0%	233	100.0%
SUBTOTAL	569	41.2%	807	58.5%	4	.3%	1380	100.0%
DRUG OFFENSES								
DRUG SALE	2354	30.5%	5357	69.4%	10	.1%	7721	100.0%
DRUG POSSESSION	1425	40.7%	2072	59.1%	7	.2%	3504	100.0%
SUBTOTAL	3779	33.7%	7429	66.2%	17	.2%	11225	100.0%
PROPERTY AND OTHER								
BURGLARY 3RD	292	22.9%	975	76.6%	6	.5%	1273	100.0%
GRAND LARCENY	212	24.7%	641	74.8%	4	.5%	857	100.0%
FORGERY	73	30.8%	163	68.8%	1	.4%	237	100.0%
STOLEN PROPERTY	141	21.8%	504	77.8%	3	.5%	648	100.0%
DRIVE INTOXICATED	250	96.2%	10	3.8%	0	.0%	260	100.0%
ALL OTHR FELONIES	99	48.3%	106	51.7%	0	.0%	205	100.0%
SUBTOTAL	1067	30.7%	2399	68.9%	14	.4%	3480	100.0%
YOUTHFUL OFFENDR								
YOUTHFUL OFFENDR	417	100.0%	0	.0%	0	.0%	417	100.0%
SUBTOTAL	417	100.0%	0	.0%	0	.0%	417	100.0%
GRAND TOTAL	10545	41.9%	14324	56.9%	283	1.1%	25152	100.0%

TABLE 3.2
CRIME BY FELONY STATUS (COLUMN PERCENTAGES); 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	FIRST FELONY OFFENDER		SECOND FELONY OFFENDER		PERSIST FELONY OFFENDER		TOTAL	
	NUMBER	COLUMN PERCENT	NUMBER	COLUMN PERCENT	NUMBER	COLUMN PERCENT	NUMBER	COLUMN PERCENT
VIOLENT FELONY								
MURDER	357	3.4%	0	.0%	0	.0%	357	1.4%
ATTEMPT MURDER	190	1.8%	51	.4%	3	1.1%	244	1.0%
MANSLAUGHTER 1ST	323	3.1%	69	.5%	3	1.1%	395	1.6%
RAPE 1ST	164	1.6%	71	.5%	2	.7%	237	.9%
ROBBERY 1ST	1153	10.9%	771	5.4%	62	21.9%	1986	7.9%
ROBBERY 2ND	897	8.5%	920	6.4%	56	19.8%	1873	7.4%
ASSAULT 1ST	202	1.9%	92	.6%	7	2.5%	301	1.2%
ASSAULT 2ND	187	1.8%	148	1.0%	2	.7%	337	1.3%
BURGLARY 1ST	78	.7%	57	.4%	6	2.1%	141	.6%
BURGLARY 2ND	369	3.5%	644	4.5%	47	16.6%	1060	4.2%
ARSON 1ST,2ND	31	.3%	7	.0%	0	.0%	38	.2%
SODOMY 1ST	101	1.0%	30	.2%	3	1.1%	134	.5%
SEXUAL ABUSE 1ST	119	1.1%	66	.5%	3	1.1%	188	.7%
WEAPONS OFFENSES	492	4.7%	750	5.2%	52	18.4%	1294	5.1%
KIDNAPPING 1ST,2ND	50	.5%	13	.1%	2	.7%	65	.3%
SUBTOTAL	4713	44.7%	3689	25.8%	248	87.6%	8650	34.4%
OTHER COERCIVE								
MANSLAUGHTER 2ND	70	.7%	18	.1%	0	.0%	88	.3%
OTHER HOMICIDE	43	.4%	9	.1%	0	.0%	52	.2%
ROBBERY 3RD	202	1.9%	526	3.7%	3	1.1%	731	2.9%
ATT ASSAULT 2ND	22	.2%	94	.7%	1	.4%	117	.5%
OTHER SEX OFFENSES	96	.9%	63	.4%	0	.0%	159	.6%
OTHER COERCIVE	136	1.3%	97	.7%	0	.0%	233	.9%
SUBTOTAL	569	5.4%	807	5.6%	4	1.4%	1380	5.5%
DRUG OFFENSES								
DRUG SALE	2354	22.3%	5357	37.4%	10	3.5%	7721	30.7%
DRUG POSSESSION	1425	13.5%	2072	14.5%	7	2.5%	3504	13.9%
SUBTOTAL	3779	35.8%	7429	51.9%	17	6.0%	11225	44.6%
PROPERTY AND OTHER								
BURGLARY 3RD	292	2.8%	975	6.8%	6	2.1%	1273	5.1%
GRAND LARCENY	212	2.0%	641	4.5%	4	1.4%	857	3.4%
FORGERY	73	.7%	163	1.1%	1	.4%	237	.9%
STOLEN PROPERTY	141	1.3%	504	3.5%	3	1.1%	648	2.6%
DRIVE INTOXICATED	250	2.4%	10	.1%	0	.0%	260	1.0%
ALL OTHR FELONIES	99	.9%	106	.7%	0	.0%	205	.8%
SUBTOTAL	1067	10.1%	2399	16.7%	14	4.9%	3480	13.8%
YOUTHFUL OFFENDR								
YOUTHFUL OFFENDR	417	4.0%	0	.0%	0	.0%	417	1.7%
SUBTOTAL	417	4.0%	0	.0%	0	.0%	417	1.7%
GRAND TOTAL	10545	100.0%	14324	100.0%	283	100.0%	25152	100.0%

Increase In Second Felony Offenders Committed For Drug Offenses

Data on the number of persons committed to DOCS as a first, second, or persistent felony offender according to commitment crime for the period 1989 through 1992 is presented in Table 3.3. The proportion of commitments sentenced as a second felony offender grew from 51% in 1989 (N=10,885), to 57% (N=14,324) in 1992.

Among drug offenders committed to state prison the proportion sentenced as a second felony offender grew substantially from 1989 through 1992. In 1989, 54% of drug offenders were sentenced as a second felony offender; by 1992 66% of drug offenders were sentenced as a second felony offender (see Table 3.3). There were either small or no differences in the proportion sentenced as a second felony offender in other crime groups. In 1989, 40% of violent felony offenders were sentenced as second felony offenders; it rose to 43% in 1992. In 1989 56% of commitments for other coercive offenses were second felony offenders; it rose to 58% in 1992. Among property offenders there was no change in second felony offenders as there were 69% in both 1989 and in 1992. (See Table 3.4 for the percent of first, second and persistent felony offenders within each specific crime group).

Between 1989 and 1992, the proportion of drug offenders among those sentenced as a second felony offender grew from 48.0% of the total in 1989 to 51.0% in 1992. Drug offenders were 43% of first felony offenders committed to state prison in 1989 and this decreased to 36% in 1992 (see Table 3.5).

TABLE 3.3 CRIME BY FELONY STATUS AND YEAR; 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989				1990				1991				1992			
	FIRST FELONY	SECOND FELONY	PERSIST FELONY	TOTAL	FIRST FELONY	SECOND FELONY	PERSIST FELONY	TOTAL	FIRST FELONY	SECOND FELONY	PERSIST FELONY	TOTAL	FIRST FELONY	SECOND FELONY	PERSIST FELONY	TOTAL
VIOLENT FELONY																
MURDER	342	0	0	342	283	1	0	284	333	0	0	333	357	0	0	357
ATTEMPT MURDER	147	39	1	187	118	41	2	161	175	52	6	233	190	51	3	244
MANSLAUGHTER 1ST	312	73	7	392	322	88	5	415	363	87	6	456	323	69	3	395
RAPE 1ST	166	54	9	229	189	63	5	257	176	72	8	256	164	71	2	237
ROBBERY 1ST	881	507	37	1425	950	547	37	1534	1109	723	26	1858	1153	771	62	1986
ROBBERY 2ND	843	713	26	1582	916	860	27	1803	901	873	46	1820	897	920	56	1873
ASSAULT 1ST	149	70	3	222	182	77	4	263	246	87	6	339	202	92	7	301
ASSAULT 2ND	153	112	6	271	191	126	2	319	198	137	4	339	187	148	2	337
BURGLARY 1ST	68	51	2	121	55	37	3	95	70	59	5	134	78	57	6	141
BURGLARY 2ND	500	639	33	1172	455	572	23	1050	392	610	33	1035	369	644	47	1060
ARSON 1ST,2ND	37	11	0	48	33	11	1	45	35	11	0	46	31	7	0	38
SODOMY 1ST	108	33	3	144	89	26	4	119	95	42	5	142	101	30	3	134
SEXUAL ABUSE 1ST	105	37	0	142	124	57	3	184	118	63	2	183	119	66	3	188
WEAPONS OFFENSES	282	479	31	792	325	504	37	866	401	670	36	1107	492	750	52	1294
KIDNAPPING 1ST,2ND	36	10	1	47	26	17	0	43	43	5	0	48	50	13	2	65
TOTAL	4129 58.0%	2828 39.7%	159 2.2%	7116 100.0%	4258 57.2%	3027 40.7%	153 2.1%	7438 100.0%	4655 55.9%	3491 41.9%	183 2.2%	8329 100.0%	4713 54.5%	3689 42.6%	248 2.9%	8650 100.0%
OTHER COERCIVE																
MANSLAUGHTER 2ND	54	18	0	72	67	20	1	88	69	23	0	92	70	18	0	88
OTHER HOMICIDE	35	6	1	42	40	10	0	50	34	10	0	44	43	9	0	52
ROBBERY 3RD	196	408	3	607	194	441	2	637	187	479	4	670	202	526	3	731
ATT ASSAULT 2ND	23	74	0	97	22	99	1	122	32	107	1	140	22	94	1	117
OTHER SEX OFFENSES	59	46	1	106	75	33	0	108	83	47	1	131	96	63	0	159
OTHER COERCIVE	124	68	0	192	104	77	2	183	121	82	0	203	136	97	0	233
TOTAL	491 44.0%	620 55.6%	5 .4%	1116 100.0%	502 42.3%	680 57.2%	6 .5%	1188 100.0%	526 41.1%	748 58.4%	6 .5%	1280 100.0%	569 41.2%	807 58.5%	4 .3%	1380 100.0%
DRUG OFFENSES																
DRUG SALE	3086	4012	6	7104	2943	4634	20	7597	2595	5017	13	7625	2354	5357	10	7721
DRUG POSSESSION	1356	1295	8	2659	1532	1652	4	3188	1432	1708	13	3153	1425	2072	7	3504
TOTAL	4442 45.5%	5307 54.4%	14 .1%	9763 100.0%	4475 41.5%	6286 58.3%	24 .2%	10785 100.0%	4027 37.4%	6725 62.4%	26 .2%	10778 100.0%	3779 33.7%	7429 66.2%	17 .2%	11225 100.0%
PROPERTY AND OTHER																
BURGLARY 3RD	260	903	9	1172	301	883	7	1191	291	897	3	1191	292	975	6	1273
GRAND LARCENY	205	519	1	725	205	584	4	793	169	608	2	779	212	641	4	857
FORGERY	61	121	0	182	77	150	0	227	78	156	0	234	73	163	1	237
STOLEN PROPERTY	159	487	2	648	146	496	3	645	178	496	4	678	141	504	3	648
DRIVE INTOXICATED	175	5	0	180	212	5	0	217	222	5	0	227	250	10	0	260
ALL OTHR FELONIES	81	95	0	176	71	101	0	172	92	112	1	205	99	106	0	205
TOTAL	941 30.5%	2130 69.1%	12 .4%	3083 100.0%	1012 31.2%	2219 68.4%	14 .4%	3245 100.0%	1030 31.1%	2274 68.6%	10 .3%	3314 100.0%	1067 30.7%	2399 68.9%	14 .4%	3480 100.0%
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	440	0	0	440	442	0	0	442	415	0	0	415	417	0	0	417
TOTAL	440 100.0%	0 .0%	0 .0%	440 100.0%	442 100.0%	0 .0%	0 .0%	442 100.0%	415 100.0%	0 .0%	0 .0%	415 100.0%	417 100.0%	0 .0%	0 .0%	417 100.0%
GRAND TOTAL	10443 48.5%	10885 50.6%	190 .9%	21518 100.0%	10689 46.3%	12212 52.9%	197 .9%	23098 100.0%	10653 44.2%	13238 54.9%	225 .9%	24116 100.0%	10545 41.9%	14324 56.9%	283 1.1%	25152 100.0%

TABLE 3.4 CRIME BY FELONY STATUS AND YEAR RECEIVED (ROW PERCENTAGES); 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989				1990				1991				1992			
	FIRST FELONY	SECOND FELONY	PERSIST FELONY	TOTAL	FIRST FELONY	SECOND FELONY	PERSIST FELONY	TOTAL	FIRST FELONY	SECOND FELONY	PERSIST FELONY	TOTAL	FIRST FELONY	SECOND FELONY	PERSIST FELONY	TOTAL
VIOLENT FELONY																
MURDER	100.0%	.0%	.0%	100.0%	99.6%	.4%	.0%	100.0%	100.0%	.0%	.0%	100.0%	100.0%	.0%	.0%	100.0%
ATTEMPT MURDER	78.6%	20.9%	.5%	100.0%	73.3%	25.5%	1.2%	100.0%	75.1%	22.3%	2.6%	100.0%	77.9%	20.9%	1.2%	100.0%
MANSLAUGHTER 1ST	79.6%	18.6%	1.8%	100.0%	77.6%	21.2%	1.2%	100.0%	79.6%	19.1%	1.3%	100.0%	81.8%	17.5%	.8%	100.0%
RAPE 1ST	72.5%	23.6%	3.9%	100.0%	73.5%	24.5%	1.9%	100.0%	68.8%	28.1%	3.1%	100.0%	69.2%	30.0%	.8%	100.0%
ROBBERY 1ST	61.8%	35.6%	2.6%	100.0%	61.9%	35.7%	2.4%	100.0%	59.7%	38.9%	1.4%	100.0%	58.1%	38.8%	3.1%	100.0%
ROBBERY 2ND	53.3%	45.1%	1.6%	100.0%	50.8%	47.7%	1.5%	100.0%	49.5%	48.0%	2.5%	100.0%	47.9%	49.1%	3.0%	100.0%
ASSAULT 1ST	67.1%	31.5%	1.4%	100.0%	69.2%	29.3%	1.5%	100.0%	72.6%	25.7%	1.8%	100.0%	67.1%	30.6%	2.3%	100.0%
ASSAULT 2ND	56.5%	41.3%	2.2%	100.0%	59.9%	39.5%	.6%	100.0%	58.4%	40.4%	1.2%	100.0%	55.5%	43.9%	.6%	100.0%
BURGLARY 1ST	56.2%	42.1%	1.7%	100.0%	57.9%	38.9%	3.2%	100.0%	52.2%	44.0%	3.7%	100.0%	55.3%	40.4%	4.3%	100.0%
BURGLARY 2ND	42.7%	54.5%	2.8%	100.0%	43.3%	54.5%	2.2%	100.0%	37.9%	58.9%	3.2%	100.0%	34.8%	60.8%	4.4%	100.0%
ARSON 1ST,2ND	77.1%	22.9%	.0%	100.0%	73.3%	24.4%	2.2%	100.0%	76.1%	23.9%	.0%	100.0%	81.6%	18.4%	.0%	100.0%
SODOMY 1ST	75.0%	22.9%	2.1%	100.0%	74.8%	21.8%	3.4%	100.0%	66.9%	29.6%	3.5%	100.0%	75.4%	22.4%	2.2%	100.0%
SEXUAL ABUSE 1ST	73.9%	26.1%	.0%	100.0%	67.4%	31.0%	1.6%	100.0%	64.5%	34.4%	1.1%	100.0%	63.3%	35.1%	1.6%	100.0%
WEAPONS OFFENSES	35.6%	60.5%	3.9%	100.0%	37.5%	58.2%	4.3%	100.0%	36.2%	60.5%	3.3%	100.0%	38.0%	58.0%	4.0%	100.0%
KIDNAPPING 1ST,2ND	76.6%	21.3%	2.1%	100.0%	60.5%	39.5%	.0%	100.0%	89.6%	10.4%	.0%	100.0%	76.9%	20.0%	3.1%	100.0%
TOTAL	58.0%	39.7%	2.2%	100.0%	57.2%	40.7%	2.1%	100.0%	55.9%	41.9%	2.2%	100.0%	54.5%	42.6%	2.9%	100.0%
OTHER COERCIVE																
MANSLAUGHTER 2ND	75.0%	25.0%	.0%	100.0%	76.1%	22.7%	1.1%	100.0%	75.0%	25.0%	.0%	100.0%	79.5%	20.5%	.0%	100.0%
OTHER HOMICIDE	83.3%	14.3%	2.4%	100.0%	80.0%	20.0%	.0%	100.0%	77.3%	22.7%	.0%	100.0%	82.7%	17.3%	.0%	100.0%
ROBBERY 3RD	32.3%	67.2%	.5%	100.0%	30.5%	69.2%	.3%	100.0%	27.9%	71.5%	.6%	100.0%	27.6%	72.0%	.4%	100.0%
ATT ASSAULT 2ND	23.7%	76.3%	.0%	100.0%	18.0%	81.1%	.8%	100.0%	22.9%	76.4%	.7%	100.0%	18.8%	80.3%	.9%	100.0%
OTHER SEX OFFENSES	55.7%	43.4%	.9%	100.0%	69.4%	30.6%	.0%	100.0%	63.4%	35.9%	.8%	100.0%	60.4%	39.6%	.0%	100.0%
OTHER COERCIVE	64.6%	35.4%	.0%	100.0%	56.8%	42.1%	1.1%	100.0%	59.6%	40.4%	.0%	100.0%	58.4%	41.6%	.0%	100.0%
TOTAL	44.0%	55.6%	.4%	100.0%	42.3%	57.2%	.5%	100.0%	41.1%	58.4%	.5%	100.0%	41.2%	58.5%	.3%	100.0%
DRUG OFFENSES																
DRUG SALE	43.4%	56.5%	.1%	100.0%	38.7%	61.0%	.3%	100.0%	34.0%	65.8%	.2%	100.0%	30.5%	69.4%	.1%	100.0%
DRUG POSSESSION	51.0%	48.7%	.3%	100.0%	48.1%	51.8%	.1%	100.0%	45.4%	54.2%	.4%	100.0%	40.7%	59.1%	.2%	100.0%
TOTAL	45.5%	54.4%	.1%	100.0%	41.5%	58.3%	.2%	100.0%	37.4%	62.4%	.2%	100.0%	33.7%	66.2%	.2%	100.0%
PROPERTY AND OTHER																
BURGLARY 3RD	22.2%	77.0%	.8%	100.0%	25.3%	74.1%	.6%	100.0%	24.4%	75.3%	.3%	100.0%	22.9%	76.6%	.5%	100.0%
GRAND LARCENY	28.3%	71.6%	.1%	100.0%	25.9%	73.6%	.5%	100.0%	21.7%	78.0%	.3%	100.0%	24.7%	74.8%	.5%	100.0%
FORGERY	33.5%	66.5%	.0%	100.0%	33.9%	66.1%	.0%	100.0%	33.3%	66.7%	.0%	100.0%	30.8%	68.8%	.4%	100.0%
STOLEN PROPERTY	24.5%	75.2%	.3%	100.0%	22.6%	76.9%	.5%	100.0%	26.3%	73.2%	.5%	100.0%	21.8%	77.8%	.5%	100.0%
DRIVE INTOXICATED	97.2%	2.8%	.0%	100.0%	97.7%	2.3%	.0%	100.0%	97.8%	2.2%	.0%	100.0%	96.2%	3.8%	.0%	100.0%
ALL OTHR FELONIES	46.0%	54.0%	.0%	100.0%	41.3%	58.7%	.0%	100.0%	44.9%	54.6%	.5%	100.0%	48.3%	51.7%	.0%	100.0%
TOTAL	30.5%	69.1%	.4%	100.0%	31.2%	68.4%	.4%	100.0%	31.1%	68.6%	.3%	100.0%	30.7%	68.9%	.4%	100.0%
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	100.0%	.0%	.0%	100.0%	100.0%	.0%	.0%	100.0%	100.0%	.0%	.0%	100.0%	100.0%	.0%	.0%	100.0%
TOTAL	100.0%	.0%	.0%	100.0%	100.0%	.0%	.0%	100.0%	100.0%	.0%	.0%	100.0%	100.0%	.0%	.0%	100.0%
GRAND TOTAL	48.5%	50.6%	.9%	100.0%	46.3%	52.9%	.9%	100.0%	44.2%	54.9%	.9%	100.0%	41.9%	56.9%	1.1%	100.0%

TABLE 3.5 CRIME BY FELONY STATUS AND YEAR RECEIVED (COLUMN PERCENTAGES); 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989			1990			1991			1992		
	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL
VIOLENT FELONY												
MURDER	3.3%	.0%	1.6%	2.6%	.0%	1.2%	3.1%	.0%	1.4%	3.4%	.0%	1.4%
ATTEMPT MURDER	1.4%	.4%	.9%	1.1%	.3%	.7%	1.6%	.4%	1.0%	1.8%	.4%	1.0%
MANSLAUGHTER 1ST	3.0%	.7%	1.8%	3.0%	.7%	1.8%	3.4%	.7%	1.9%	3.1%	.5%	1.6%
RAPE 1ST	1.6%	.6%	1.1%	1.8%	.5%	1.1%	1.7%	.6%	1.1%	1.6%	.5%	.9%
ROBBERY 1ST	8.4%	4.9%	6.6%	8.9%	4.7%	6.6%	10.4%	5.6%	7.7%	10.9%	5.7%	7.9%
ROBBERY 2ND	8.1%	6.7%	7.4%	8.6%	7.1%	7.8%	8.5%	6.8%	7.5%	8.5%	6.7%	7.4%
ASSAULT 1ST	1.4%	.7%	1.0%	1.7%	.7%	1.1%	2.3%	.7%	1.4%	1.9%	.7%	1.2%
ASSAULT 2ND	1.5%	1.1%	1.3%	1.8%	1.0%	1.4%	1.9%	1.0%	1.4%	1.8%	1.0%	1.3%
BURGLARY 1ST	.7%	5%	.6%	.5%	.3%	.4%	.7%	.5%	.6%	.7%	.4%	.6%
BURGLARY 2ND	4.8%	6.1%	5.4%	4.3%	4.8%	4.5%	3.7%	4.8%	4.3%	3.5%	4.7%	4.2%
ARSON 1ST,2ND	.4%	.1%	.2%	.3%	.1%	.2%	.3%	.1%	.2%	.3%	.0%	.2%
SODOMY 1ST	1.0%	.3%	.7%	.8%	.2%	.5%	.9%	.3%	.6%	1.0%	.2%	.5%
SEXUAL ABUSE 1ST	1.0%	.3%	.7%	1.2%	.5%	.8%	1.1%	.5%	.8%	1.1%	.5%	.7%
WEAPONS OFFENSES	2.7%	4.6%	3.7%	3.0%	4.4%	3.7%	3.8%	5.2%	4.6%	4.7%	5.5%	5.1%
KIDNAPPING 1ST,2ND	.3%	.1%	.2%	.2%	.1%	.2%	.4%	.0%	.2%	.5%	.1%	.3%
TOTAL	39.5%	27.0%	33.1%	39.8%	25.6%	32.2%	43.7%	27.3%	34.5%	44.7%	27.0%	34.4%
OTHER COERCIVE												
MANSLAUGHTER 2ND	.5%	.2%	.3%	.6%	.2%	.4%	.6%	.2%	.4%	.7%	.1%	.3%
OTHER HOMICIDE	.3%	.1%	.2%	.4%	.1%	.2%	.3%	.1%	.2%	.4%	.1%	.2%
ROBBERY 3RD	1.9%	3.7%	2.8%	1.8%	3.6%	2.8%	1.8%	3.6%	2.8%	1.9%	3.6%	2.9%
ATT ASSAULT 2ND	.2%	.7%	.5%	.2%	.8%	.5%	.3%	.8%	.6%	.2%	.7%	.5%
OTHER SEX OFFENSES	.6%	.4%	.5%	.7%	.3%	.5%	.8%	.4%	.5%	.9%	.4%	.6%
OTHER COERCIVE	1.2%	.6%	.9%	1.0%	.6%	.8%	1.1%	.6%	.8%	1.3%	.7%	.9%
TOTAL	4.7%	5.6%	5.2%	4.7%	5.5%	5.1%	4.9%	5.6%	5.3%	5.4%	5.6%	5.5%
DRUG OFFENSES												
DRUG SALE	29.6%	36.3%	33.0%	27.5%	37.5%	32.9%	24.4%	37.4%	31.6%	22.3%	36.7%	30.7%
DRUG POSSESSION	13.0%	11.8%	12.4%	14.3%	13.3%	13.8%	13.4%	12.8%	13.1%	13.5%	14.2%	13.9%
TOTAL	42.5%	48.0%	45.4%	41.9%	50.9%	46.7%	37.8%	50.1%	44.7%	35.8%	51.0%	44.6%
PROPERTY AND OTHER												
BURGLARY 3RD	2.5%	8.2%	5.4%	2.8%	7.2%	5.2%	2.7%	6.7%	4.9%	2.8%	6.7%	5.1%
GRAND LARCENY	2.0%	4.7%	3.4%	1.9%	4.7%	3.4%	1.6%	4.5%	3.2%	2.0%	4.4%	3.4%
FORGERY	.6%	1.1%	.8%	.7%	1.2%	1.0%	.7%	1.2%	1.0%	.7%	1.1%	.9%
STOLEN PROPERTY	1.5%	4.4%	3.0%	1.4%	4.0%	2.8%	1.7%	3.7%	2.8%	1.3%	3.5%	2.6%
DRIVE INTOXICATED	1.7%	.0%	.8%	2.0%	.0%	.9%	2.1%	.0%	.9%	2.4%	.1%	1.0%
ALL OTHR FELONIES	.8%	.9%	.8%	.7%	.8%	.7%	.9%	.8%	.9%	.9%	.7%	.8%
TOTAL	9.0%	19.3%	14.3%	9.5%	18.0%	14.0%	9.7%	17.0%	13.7%	10.1%	16.5%	13.8%
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	4.2%	.0%	2.0%	4.1%	.0%	1.9%	3.9%	.0%	1.7%	4.0%	.0%	1.7%
TOTAL	4.2%	.0%	2.0%	4.1%	.0%	1.9%	3.9%	.0%	1.7%	4.0%	.0%	1.7%
GRAND TOTAL	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%

Section 4

FELONY CLASS CATEGORY

In New York State felony offenses are classified into one of several felony class categories: Class A (including Class A-I and A- II), Class B, Class C, Class D, Class E, and Youthful Offender. In general, more serious offenses are categorized as Class A, Class B, or Class C felonies and the less serious offenses are categorized as Class D or Class E felonies. There are still less serious offenses that are treated as misdemeanors or violations, but only those convicted of a felony may be sentenced to state prison. Conviction for an "attempt" of a particular felony offense generally drops the conviction into the next lower felony class category. For instance, Robbery 1st is a Class B felony offense, but Attempted Robbery 1st is a Class C felony offense as is Robbery 2nd. The felony class category of the conviction offense is relevant because the sentencing laws are based on the felony class category. That is, the range of minimum and maximum sentences that apply to conviction for a particular offense are governed, in part, by the felony class of the offense.[1] Appendix A contains a brief summary of the range of minimum and maximum sentences for each felony class category.

Table 4.1 shows the specific commitment crime, broken out by felony class category, for new court commitments committed to DOCS in 1992 (see also Figure 4.1). (Appendix B contains the Penal Law Section number for the offenses listed in Table 4.1.) The letters "ATT" before the offense indicate that the crime was an attempt. Approximately two percent of 1992 new court commitments were Class A-I crimes. Class A-II offenses made up 3% (N=675) of commitments. Offenses in the Class B felony category were 18% (N=4,610) of 1992 new court commitments. Class C felony offenders were 22% (N=5,615) of 1992 commitments. The Class D felony category was the largest at 34% (N=8,531) of new commitments. Class E felony offenders comprise 19% (N=4,838) of new commitments.

Table 4.1 indicates that the first felony offender group when compared with those sentenced as second felony offenders had a higher concentration of persons sentenced for Class B (30%) and Class C (27%) felony offenses. The second felony group had a higher concentration of Class D (43%) and Class E (28%) felony offenses. This reflects an important fact of sentencing. For many first felony offenders it is the violent nature of the act that results

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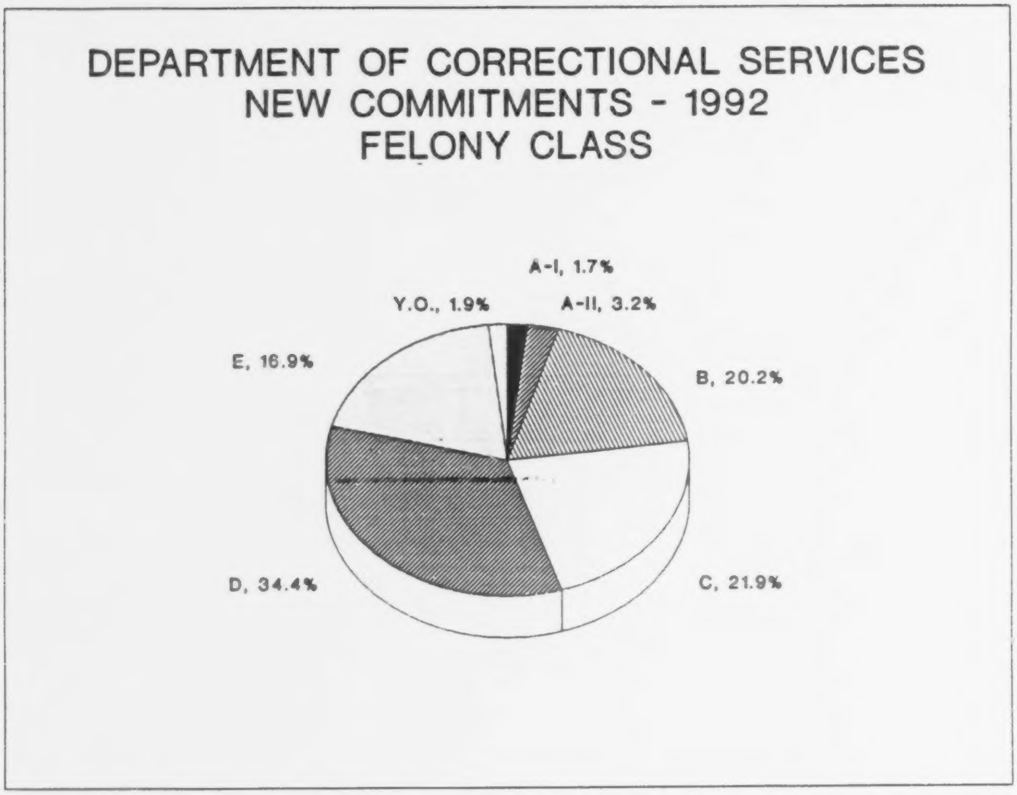
[1] For example, the minimum sentence range for a Class D felony offense for a first felony offender is 1 year to 2 years and 4 months. The sentencing court judge must select a minimum term that falls between 1 year and 2 years 4 months. Other factors affect the range of sentences that apply to each felony class category. In general, if the offense is a legislatively designated violent felony the sentence length range is more severe. For a Class B violent felony the lowest legally permissible minimum term is 2 years. For all other Class B felony offenders the lowest legally permissible minimum term is one year. It is also the case that the range of sentences that may be available to the judge after a conviction depends on whether the person is a first, second or persistent felony offender. In general, persons who are convicted of a second felony offense face more severe penalties that do first felony offenders.

FIGURE 4.1



COMMITMENT CRIME BY FELONY CLASS
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

	FELONY CLASS							
OFFENSE ON COMMITMENT	A-I	A-II	B	C	D	E	YOUTHFUL OFFENDERS	TOTAL
VIOLENT FELONY	379	0	2,313	2,704	2,833	421	0	8,650
OTHER COERCIVE	0	0	34	128	646	572	0	1,380
DRUG OFFENSES	84	675	2,252	2,729	3,830	1,655	0	11,225
PROPERTY OFFENSES	0	0	11	54	1,222	2,190	0	3,477
YOUTHFUL OFFENDER	0	0	0	0	0	0	417	417
TOTAL	463	675	4,610	5,615	8,531	4,838	417	25,149
PERCENT	1.8%	2.7%	18.3%	22.3%	33.9%	19.2%	1.7%	100.0%

Note: There were 6 cases for whom felony class data had not been entered.

TABLE 4.1
CRIME AND FELONY CRIME CLASS BY 1ST OR 2ND FELONY OFFENDER STATUS (COLUMN PERCENTAGES)
1992 NEW COURT COMMITMENTS

CRIME AND CRIME CLASS	FIRST FELONY OFFENDER	SECOND FELONY OFFENDER	PERSIST FELONY OFFENDER	TOTAL
A-I FELONY				
MURDER 1ST	2	0	0	2
ATT MURDER 1ST	12	0	0	12
MURDER 2ND	355	0	0	355
ARSON 1ST	2	0	0	2
CSCS 1ST	26	0	0	26
ATT CSCS 1ST	6	0	0	6
CPCS 1ST	36	0	0	36
ATT CPCS 1ST	16	0	0	16
KIDNAPPING 1ST	8	0	0	8
TOTAL	463 4.4%	0 .0%	0 .0%	463 1.8%
A-II FELONY				
CSCS 2ND	279	17	1	297
ATT CSCS 2ND	4	2	0	6
CPCS 2ND	328	39	0	367
ATT CPCS 2ND	5	0	0	5
TOTAL	616 5.8%	58 .4%	1 .4%	675 2.7%
CLASS B FELONY				
ATT MURDER 2ND	178	51	3	232
MANSLAUGHTER 1ST	311	64	3	378
RAPE 1ST	121	43	2	166
ROBBERY 1ST	781	440	44	1265
AG ASSAULT POLICE	1	0	0	1
BURGLARY 1ST	61	36	4	101
GRAND LARCEN 1ST	4	1	0	5
STOLEN PROP 1ST	3	0	0	3
ATT ARSON 1ST	1	0	0	1
ARSON 2ND	13	2	0	15
SODOMY 1ST	74	22	3	99
AG SEX ABUSE 1ST	3	1	0	4
CSCS 3RD	1011	557	2	1570
CPCS 3RD	506	174	2	682
C POS WEAPON 1ST	0	1	0	1
USE FIREAMS 1ST	4	10	0	14
CRIM MISCHIEF 1ST	3	0	0	3
ATT KIDNAPPING 1ST	3	1	0	4
KIDNAPPING 2ND	24	7	1	32
CONSPIRACY 2ND	29	5	0	34
TOTAL	3131 29.7%	1415 9.9%	64 22.6%	4610 18.3%
CLASS C FELONY				
ATT MANSLAUGHTER 1ST	12	5	0	17
MANSLAUGHTER 2ND	70	17	0	87
VEHICULR MANSL 1ST	2	0	0	2
ATT RAPE 1ST	43	28	0	71
ATT ROBBERY 1ST	372	331	18	721
ROBBERY 2ND	463	335	25	823
ASSAULT 1ST	174	71	4	249
ATT AG ASSAULT POLICE	0	3	0	3
ATT BURGLARY 1ST	17	21	2	40
BURGLARY 2ND	208	284	19	511
GRAND LARCEN 2ND	29	10	0	39
GR LAR 2ND AUTO	1	1	0	2
STOLEN PROP 2ND	1	1	0	2
INSUR FRAUD 2ND	1	1	0	2
ATT BUS CORRUPTION	1	0	0	1
POS FORGE INS 1ST	2	1	0	3
ATT ARSON 2ND	15	5	0	20
ARSON 3RD	23	5	0	28
PROMO PROSTI 2ND	1	0	0	1
ATT SODOMY 1ST	27	8	0	35
AG SEX ABUSE 2ND	2	0	0	2
ATT CSCS 3RD	858	1161	4	2023
ATT CPCS 3RD	143	199	0	342
CSCS 4TH	49	80	0	129
CPCS 4TH	136	91	1	228
CRIM SALE MARI 1	2	0	0	2
CRIM POS MARI 1	2	2	0	4
CSCS PRESCRIPTION	1	0	0	1
ATT C POS WEAP 1ST	1	1	0	2
C POS WEAPON 2ND	140	46	4	190
USE FIREARMS 2ND	1	0	0	1
CHILD PORNOGRAPHY	2	0	0	2
ATT KIDNAPPING 2ND	15	5	1	21
BRIBE REC 2ND	1	0	0	1
ATT CONSPIRACY 2ND	5	2	0	7
CRIM FACIL 2ND	2	1	0	3
TOTAL	2822 26.8%	2715 19.0%	78 27.6%	5615 22.3%

(continued)

TABLE 4.1
CRIME AND FELONY CRIME CLASS BY 1ST OR 2ND FELONY OFFENDER STATUS (COLUMN PERCENTAGES)
1992 NEW COURT COMMITMENTS

CRIME AND CRIME CLASS	FIRST FELONY OFFENDER	SECOND FELONY OFFENDER	PERSIST FELONY OFFENDER	TOTAL
CLASS D FELONY				
ATT MANSLAUGHTER 2ND	0	1	0	1
VEHICULR MANSL 2ND	18	2	0	20
RAPE 2ND	30	11	0	41
ATT ROBBERY 2ND	434	585	31	1050
ROBBERY 3RD	159	286	3	448
ATT ASSAULT 1ST	27	18	3	48
ASSAULT 2ND	187	148	2	337
RECK ENDANGER 1ST	45	30	0	75
VEHIC ASSAULT 1ST	0	1	0	1
ATT BURGLARY 2ND	161	360	28	549
BURGLARY 3RD	214	465	5	684
GRAND LARCEN 2ND	1	0	0	1
ATT GRAND LAR 2ND	3	3	0	6
GRAND LARCEN 3RD	43	41	1	85
UNAU USE VEHIC 1ST	1	2	0	3
GR LAR 3RD AUTO	22	36	0	58
ATT STOLN PROP 2ND	2	0	0	2
STOLEN PROP 3RD	70	110	1	181
INSUR FRAUD 3RD	0	1	0	1
FORGERY 2ND	27	47	0	74
POS FORGE INS 2ND	34	49	0	83
POS FORGE DEVICE	0	2	0	2
ATT ARSON 3RD	10	10	0	20
SODOMY 2ND	24	7	0	31
SEXUAL ABUSE 1ST	116	65	3	184
ATT AG SEX ABU 2ND	2	0	0	2
ATT CSCS 4TH	5	16	0	21
ATT CPCS 4TH	24	102	0	126
CSCS 5TH	103	2551	1	2655
CPCS 5TH	165	848	3	1016
ATT CR POS MARI1	1	1	0	2
CRIM POS MARI 2	8	2	0	10
C POS WEAPON 3RD	316	303	19	638
ATT C POS WEAP 2ND	5	20	2	27
PROMO CHILD SEX	0	1	0	1
CRIM MISCHIEF 2ND	8	6	0	14
ESCAPE 1ST	0	4	0	4
TAMP WITNESS 2ND	1	0	0	1
BAIL JUMPING 1ST	6	3	0	9
PERJURY 1ST	1	1	0	2
BRIBERY 2ND	1	0	0	1
INTIMIDATE WIT 2ND	1	0	0	1
BRIBERY 3RD	4	4	0	8
CONSPIRACY 3RD	2	2	0	4
CRIM SOLI 2ND	0	1	0	1
ATT CRIM FACIL 2ND	2	1	0	3
TOTAL	2283 21.7%	6146 42.9%	102 36.0%	8531 33.9%
CLASS E FELONY				
CRIM NEGLI HOMICIDE	23	7	0	30
ATT RAPE 2ND	2	1	0	3
RAPE 3RD	17	5	0	22
ATT ROBBERY 3RD	43	240	0	283
ATT ASSAULT 2ND	22	94	1	117
ATT RECK ENDANG1ST	3	10	0	13
VEHIC ASSAULT 2ND	6	2	0	8
ATT BURGLARY 3RD	78	510	1	589
ATT GRAND LAR 3RD	6	25	0	31
GRAND LARCEN 4TH	81	411	3	495
ATT UN USE VEH 1ST	1	0	0	1
UNAU USE VEHIC 2ND	3	14	0	17
AUTO STRIPPING 1ST	0	1	0	1
ATT GR LAR 3RD AUTO	6	38	0	44
GR LAR 4TH AUTO	10	57	0	67
USE SCIENTIC MAT	1	0	0	1
ATT STOLN PROP 3RD	8	90	0	98
STOLEN PROP 4TH	57	303	2	362
FALSE INSTRUMENT	6	3	0	9
CRIM IMPERSONATION	1	0	0	1
DEFRAUD 1ST	6	11	0	17
INSUR FRAUD 4TH	2	0	0	2
FALSE TAX RETRN	1	0	0	1
1560	1	0	0	1
ATT FORGERY 2ND	4	28	1	33
ATT POS FORGE 2ND	6	36	0	42
ARSON 4TH	3	11	0	14
SODOMY 3RD	6	3	0	9
ATT SEX ABUSE 1ST	8	35	0	43
INCEST	3	0	0	3
ATT CSCS 5TH	8	966	2	976
ATT CPCS 5TH	53	600	1	654
ATT CR SALE MAR2	0	1	0	1
ATT CR POS MARI2	0	7	0	7
CRIM SALE MARI 3	2	6	0	8
CRIM POS MARI 3	2	7	0	9
ATT C POS WEAP 3RD	25	369	27	421
DRIVE INTOX 2 OFF	249	10	0	259
DRIVE IMPAIR 2 OFF	1	0	0	1
LEAVE ACCIDENT SCENE	7	1	0	8
UNLICENSED DRIVER	22	0	0	22
FALSE REPORT 1ST	0	1	0	1

(continued)

TABLE 4.1
CRIME AND FELONY CRIME CLASS BY 1ST OR 2ND FELONY OFFENDER STATUS (COLUMN PERCENTAGES)
1992 NEW COURT COMMITMENTS

CRIME AND CRIME CLASS	FIRST FELONY OFFENDER	SECOND FELONY OFFENDER	PERSIST FELONY OFFENDER	TOTAL
AGG HARASSMENT 1ST	1	0	0	1
CRIM NUISANCE 1	0	1	0	1
ATT CR MISCHIEF2ND	0	4	0	4
CRIM MISCHIEF 3RD	10	30	0	40
UNLAW POSS HAZ WASTE	1	0	0	1
ATT ESCAPE 1ST	0	2	0	2
ABSCONDING 1ST	0	6	0	6
ATT CONTRABAND 1ST	0	4	0	4
UNLAWFUL IMPRIS 1ST	3	5	0	8
CUSTODY INTERFE 1ST	1	0	0	1
ATT COERCION 1ST	0	1	0	1
BAIL JUMPING 2ND	7	13	0	20
TAMPERING EVIDENCE	1	1	0	2
TAMP WITNESS 3RD	0	2	0	2
ATT BAIL JUMP 1ST	0	2	0	2
ATT BRIBERY 3RD	0	2	0	2
RIOT 1ST	2	5	0	7
CONSPIRACY 4TH	3	6	0	9
CRIM FACIL 3RD	0	1	0	1
TOTAL	812 7.7%	3988 27.8%	38 13.4%	4838 19.2%
YOUTHFUL OFFENDER				
YOUTHFUL OFFENDER	13	0	0	13
YO ATT MURDER	5	0	0	5
YO MANSLAUGHTER	3	0	0	3
YO RAPE	3	0	0	3
YO ATT RAPE	1	0	0	1
YO ROBBERY	109	0	0	109
YO ATT ROBBERY	24	0	0	24
YO ASSAULT	17	0	0	17
YO ATT ASSAULT	1	0	0	1
YO BURGLARY	48	0	0	48
YO ATT BURGLARY	16	0	0	16
YO GRND LARCENY	8	0	0	8
YO GRND LAR AUTO	2	0	0	2
YO POS STOL PROP	13	0	0	13
YO FORGERY	1	0	0	1
YO ARSON	2	0	0	2
YO SODOMY SEX ABUSE	10	0	0	10
YO DRUG OFFENSE	89	0	0	89
YO ATT DRUG OFFENSE	30	0	0	30
YO DANG WEAPONS	17	0	0	17
YO ATT DANG WEAPONS	1	0	0	1
YO CRIM MISCHIEF	4	0	0	4
TOTAL	417 4.0%	0 .0%	0 .0%	417 1.7%
GRAND TOTAL	10544 100.0%	14322 100.0%	283 100.0%	25149 100.0%

in a state prison sentence (the 1978 Violent Felony Offender Legislation requires a prison sentence for convictions of a Class B or C violent felony). For many of those sentenced as a second felony offender it is the existence of a prior felony conviction that results in a state prison commitment. (In 1973 the legislature required that persons convicted as a second felony offender must be sentenced to state prison).

The percent of first, second and persistent felony offenders in each felony class group is presented in Table 4.2. As one moves from the Class A-II category to the Class E category the proportion of second felony offenders steadily increases. Fully 82% of Class E and 72% of Class D commitments were second felony offenders.

Crime by Felony Class and Predicate Felony Status

In recent years several proposals have been put before the legislature which would permit judges to select a sentencing alternative other than state prison for second felony offenders convicted of Class D or Class E non-violent offenses.[2] Consideration of these and other proposals has often led to requests for additional information, particularly on the number of court commitments in a calendar year that fall into subgroups defined by: (1) crime, (2) felony crime class and (3) first, second or persistent felony offender status. These data are presented for 1992 in Table 4.3.

Trends in Commitments by Felony Class

Table 4.4 shows changes across the years 1989-1992 in first, second, and persistent offenders and in the crime classes of each offender group. Generally, among first felons, there was little change in the four-year period, except for the class B first felons who declined four percent. Among second felony offenders, there were small increases in most crime categories in that time.

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[2] See "Profile of Second Felony Non-Violent Offenders". Division of Program Planning, Research and Evaluation, NYS Correctional Services, March 1991.

TABLE 4.2
CRIME CLASS BY 1ST OR 2ND FELONY OFFENDER STATUS (ROW PERCENTAGES)
1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	FIRST FELONY OFFENDER	SECOND FELONY OFFENDER	PERSIST FELONY OFFENDER	TOTAL
A-I FELONY	463 100.0%	0 .0%	0 .0%	463 100.0%
A-II FELONY	616 91.3%	58 8.6%	1 .1%	675 100.0%
CLASS B FELONY	3131 67.9%	1415 30.7%	64 1.4%	4610 100.0%
CLASS C FELONY	2822 50.3%	2715 48.4%	78 1.4%	5615 100.0%
CLASS D FELONY	2283 26.8%	6146 72.0%	102 1.2%	8531 100.0%
CLASS E FELONY	812 16.8%	3988 82.4%	38 .8%	4838 100.0%
YOUTHFUL OFFENDER	417 100.0%	0 .0%	0 .0%	417 100.0%
TOTAL	10544 41.9%	14322 56.9%	283 1.1%	25149 100.0%

TABLE 4.3
CRIME BY FELONY CRIME CLASS AND SECOND FELONY STATUS; 1992 NEW COURT COMMITMENTS

COMMITMENT OFFENSE	FIRST FELONY								SECOND FELONY					
	A-I	A-II	CLASS B	CLASS C	CLASS D	CLASS E	Y.O.	SUBTOTAL	A-II	CLASS B	CLASS C	CLASS D	CLASS E	SUBTOTAL
VIOLENT FELONY														
MURDER	357	0	0	0	0	0	0	357	0	0	0	0	0	0
ATTEMPT MURDER	12	0	178	0	0	0	0	190	0	51	0	0	0	51
MANSLAUGHTER 1ST	0	0	311	12	0	0	0	323	0	64	5	0	0	69
RAPE 1ST	0	0	121	43	0	0	0	164	0	43	28	0	0	71
ROBBERY 1ST	0	0	781	372	0	0	0	1153	0	440	331	0	0	771
ROBBERY 2ND	0	0	0	463	434	0	0	897	0	0	335	585	0	920
ASSAULT 1ST	0	0	1	174	27	0	0	202	0	0	74	18	0	92
ASSAULT 2ND	0	0	0	0	187	0	0	187	0	0	0	148	0	148
BURGLARY 1ST	0	0	61	17	0	0	0	78	0	36	21	0	0	57
BURGLARY 2ND	0	0	0	208	161	0	0	369	0	0	284	360	0	644
ARSON 1ST,2ND	2	0	14	15	0	0	0	31	0	2	5	0	0	7
SODOMY 1ST	0	0	74	27	0	0	0	101	0	22	8	0	0	30
SEXUAL ABUSE 1ST	0	0	3	0	116	0	0	119	0	1	0	65	0	66
WEAPONS OFFENSES	0	0	4	142	321	25	0	492	0	11	47	323	369	750
KIDNAPPING 1ST,2ND	8	0	27	15	0	0	0	50	0	8	5	0	0	13
SUBTOTAL	379 8.0%	0 .0%	1575 33.4%	1488 31.6%	1246 26.4%	25 .5%	0 .0%	4713 100.0%	0 .0%	678 18.4%	1143 31.0%	1499 40.6%	369 10.0%	3689 100.0%
OTHER COERCIVE														
MANSLAUGHTER 2ND	0	0	0	70	0	0	0	70	0	0	17	1	0	18
OTHER HOMICIDE	0	0	0	2	18	23	0	43	0	0	0	2	7	9
ROBBERY 3RD	0	0	0	0	159	43	0	202	0	0	0	286	240	526
ATT ASSAULT 2ND	0	0	0	0	0	22	0	22	0	0	0	0	94	94
OTHER SEX OFFENSES	0	0	0	4	56	36	0	96	0	0	0	19	44	63
OTHER COERCIVE	0	0	29	28	59	20	0	136	0	5	7	43	42	97
SUBTOTAL	0 .0%	0 .0%	29 5.1%	104 18.3%	292 51.3%	144 25.3%	0 .0%	569 100.0%	0 .0%	5 .6%	24 3.0%	351 43.5%	427 52.9%	807 100.0%
DRUG OFFENSES														
DRUG SALE	32	283	1011	910	108	10	0	2354	19	557	1241	2567	973	5357
DRUG POSSESSION	52	333	506	281	198	55	0	1425	39	174	292	953	614	2072
SUBTOTAL	84 2.2%	616 16.3%	1517 40.1%	1191 31.5%	306 8.1%	65 1.7%	0 .0%	3779 100.0%	58 .8%	731 9.8%	1533 20.6%	3520 47.4%	1587 21.4%	7429 100.0%
PROPERTY AND OTHER														
BURGLARY 3RD	0	0	0	0	214	78	0	292	0	0	0	465	510	975
GRAND LARCENY	0	0	4	30	70	107	0	211	0	1	11	82	545	639
FORGERY	0	0	0	2	61	10	0	73	0	0	1	98	64	163
STOLEN PROPERTY	0	0	3	1	72	65	0	141	0	0	1	110	393	504
DRIVE INTOXICATED	0	0	0	0	0	250	0	250	0	0	0	0	10	10
ALL OTHR FELONIES	0	0	3	6	22	68	0	99	0	0	2	21	83	106
SUBTOTAL	0 .0%	0 .0%	10 .9%	39 3.7%	439 41.2%	578 54.2%	0 .0%	1066 100.0%	0 .0%	1 .0%	15 .6%	776 32.4%	1605 67.0%	2397 100.0%
YOUTHFUL OFFENDR														
YOUTHFUL OFFENDR	0	0	0	0	0	0	417	417	0	0	0	0	0	0
SUBTOTAL	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	417 100.0%	417 100.0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%
GRAND TOTAL	463 4.4%	616 5.8%	3131 29.7%	2822 26.8%	2283 21.7%	812 7.7%	417 4.0%	10544 100.0%	58 .4%	1415 9.9%	2715 19.0%	6146 42.9%	3988 27.8%	14322 100.0%

(continued)

TABLE 4.3
CRIME BY FELONY CRIME CLASS AND SECOND FELONY STATUS; 1992 NEW COURT COMMITMENTS

COMMITMENT OFFENSE	PERSISTENT FELONY						TOTAL							
	A-II	CLASS B	CLASS C	CLASS D	CLASS E	SUBTOTAL	A-I	A-II	CLASS B	CLASS C	CLASS D	CLASS E	Y.O.	TOTAL
VIOLENT FELONY														
MURDER	0	0	0	0	0	0	357	0	0	0	0	0	0	357
ATTEMPT MURDER	0	3	0	0	0	3	12	0	232	0	0	0	0	244
MANSLAUGHTER 1ST	0	3	0	0	0	3	0	0	378	17	0	0	0	395
RAPE 1ST	0	2	0	0	0	2	0	0	166	71	0	0	0	237
ROBBERY 1ST	0	44	18	0	0	62	0	0	1265	721	0	0	0	1986
ROBBERY 2ND	0	0	25	31	0	56	0	0	0	823	1050	0	0	1873
ASSAULT 1ST	0	0	4	3	0	7	0	0	1	252	48	0	0	301
ASSAULT 2ND	0	0	0	2	0	2	0	0	0	0	337	0	0	337
BURGLARY 1ST	0	4	2	0	0	6	0	0	101	40	0	0	0	141
BURGLARY 2ND	0	0	19	28	0	47	0	0	0	511	549	0	0	1060
ARSON 1ST,2ND	0	0	0	0	0	0	2	0	16	20	0	0	0	38
SODOMY 1ST	0	3	0	0	0	3	0	0	99	35	0	0	0	134
SEXUAL ABUSE 1ST	0	0	0	3	0	3	0	0	4	0	184	0	0	188
WEAPONS OFFENSES	0	0	4	21	27	52	0	0	15	193	665	421	0	1294
KIDNAPPING 1ST,2ND	0	1	1	0	0	2	8	0	36	21	0	0	0	65
SUBTOTAL	0 .0%	60 24.2%	73 29.4%	88 35.5%	27 10.9%	248 100.0%	379 4.4%	0 .0%	2313 26.7%	2704 31.3%	2833 32.8%	421 4.9%	0 .0%	8650 100.0%
OTHER COERCIVE														
MANSLAUGHTER 2ND	0	0	0	0	0	0	0	0	0	87	1	0	0	88
OTHER HOMICIDE	0	0	0	0	0	0	0	0	0	2	20	30	0	52
ROBBERY 3RD	0	0	0	3	0	3	0	0	0	0	448	283	0	731
ATT ASSAULT 2ND	0	0	0	0	1	1	0	0	0	0	0	117	0	117
OTHER SEX OFFENSES	0	0	0	0	0	0	0	0	0	4	75	80	0	159
OTHER COERCIVE	0	0	0	0	0	0	0	0	34	35	102	62	0	233
SUBTOTAL	0 .0%	0 .0%	0 .0%	3 75.0%	1 25.0%	4 100.0%	0 .0%	0 .0%	34 2.5%	128 9.3%	646 46.8%	572 41.4%	0 .0%	1380 100.0%
DRUG OFFENSES														
DRUG SALE	1	2	4	1	2	10	32	303	1570	2155	2676	985	0	7721
DRUG POSSESSION	0	2	1	3	1	7	52	372	682	574	1154	670	0	3504
SUBTOTAL	1 5.9%	4 23.5%	5 29.4%	4 23.5%	3 17.6%	17 100.0%	84 .7%	675 6.0%	2252 20.1%	2729 24.3%	3830 34.1%	1655 14.7%	0 .0%	11225 100.0%
PROPERTY AND OTHER														
BURGLARY 3RD	0	0	0	5	1	6	0	0	0	0	684	589	0	1273
GRAND LARCENY	0	0	0	1	3	4	0	0	5	41	153	655	0	854
FORGERY	0	0	0	0	1	1	0	0	0	3	159	75	0	237
STOLEN PROPERTY	0	0	0	1	2	3	0	0	3	2	183	460	0	648
DRIVE INTOXICATED	0	0	0	0	0	0	0	0	0	0	0	260	0	260
ALL OTHR FELONIES	0	0	0	0	0	0	0	0	3	8	43	151	0	205
SUBTOTAL	0 .0%	0 .0%	0 .0%	7 50.0%	7 50.0%	14 100.0%	0 .0%	0 .0%	11 .3%	54 1.6%	1222 35.1%	2190 63.0%	0 .0%	3477 100.0%
YOUTHFUL OFFENDR														
YOUTHFUL OFFENDR	0	0	0	0	0	0	0	0	0	0	0	0	417	417
SUBTOTAL	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	417 100.0%	417 100.0%
GRAND TOTAL	1 .4%	64 22.6%	78 27.6%	102 36.0%	38 13.4%	283 100.0%	463 1.8%	675 2.7%	4610 18.3%	5615 22.3%	8531 33.9%	4838 19.2%	417 1.7%	25149 100.0%

TABLE 4.4
CRIME CLASS AND SECOND FELONY OFFEDER STATUS BY YEAR
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS	1989		1990		1991		1992	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
FIRST FELONY								
A-I FELONY	461	2.1%	391	1.7%	434	1.8%	463	1.8%
A-II FELONY	712	3.3%	673	2.9%	706	2.9%	616	2.4%
CLASS B FELONY	3522	16.4%	3461	15.0%	3431	14.2%	3131	12.4%
CLASS C FELONY	2628	12.2%	2795	12.1%	2758	11.4%	2822	11.2%
CLASS D FELONY	1976	9.2%	2205	9.5%	2215	9.2%	2283	9.1%
CLASS E FELONY	685	3.2%	719	3.1%	688	2.9%	812	3.2%
YOUTHFUL OFFENDER	440	2.0%	442	1.9%	415	1.7%	417	1.7%
TOTAL	10424	48.6%	10686	46.3%	10647	44.2%	10544	41.9%
SECOND FELONY								
A-I FELONY	1	.0%	1	.0%	0	.0%	0	.0%
A-II FELONY	57	.3%	71	.3%	63	.3%	58	.2%
CLASS B FELONY	1077	5.0%	1103	4.8%	1373	5.7%	1415	5.6%
CLASS C FELONY	1912	8.9%	2222	9.6%	2485	10.3%	2715	10.8%
CLASS D FELONY	4752	22.1%	5669	24.5%	5923	24.6%	6146	24.4%
CLASS E FELONY	3055	14.2%	3143	13.6%	3389	14.1%	3988	15.9%
TOTAL	10854	50.6%	12209	52.9%	13233	54.9%	14322	56.9%
PERSIST FELONY								
A-II FELONY	1	.0%	1	.0%	2	.0%	1	.0%
CLASS B FELONY	53	.2%	45	.2%	52	.2%	64	.3%
CLASS C FELONY	39	.2%	49	.2%	47	.2%	78	.3%
CLASS D FELONY	71	.3%	61	.3%	92	.4%	102	.4%
CLASS E FELONY	25	.1%	41	.2%	32	.1%	38	.2%
TOTAL	189	.9%	197	.9%	225	.9%	283	1.1%
GRAND TOTAL	21467	100.0%	23092	100.0%	24105	100.0%	25149	100.0%

Section 5

MINIMUM AND MAXIMUM SENTENCE

Persons committed to prison in New York State receive an indeterminate sentence which is composed of a minimum period of imprisonment and a maximum period of imprisonment. The minimum sentence reflects the shortest period of time that a person must serve in prison before being considered for release on parole.[3] The maximum sentence reflects the longest possible period that the defendant can be held in custody on the instant offense. Individuals serving an indeterminate sentence are eligible for release to parole after having served the minimum sentence (given favorable action by the Board of Parole) and they must by law be released once the conditional release date is reached (the conditional release date is the point at which 2/3 of the maximum sentence has been served). Persons in custody may serve past the conditional release date if for disciplinary reasons they have lost "good time" during service of the sentence.[4]

A crosstabulation of crime by minimum sentence length for 1992 commitments is presented in Table 5.1. The table shows the number and percent of cases in each minimum sentence length category for several different types of crime.

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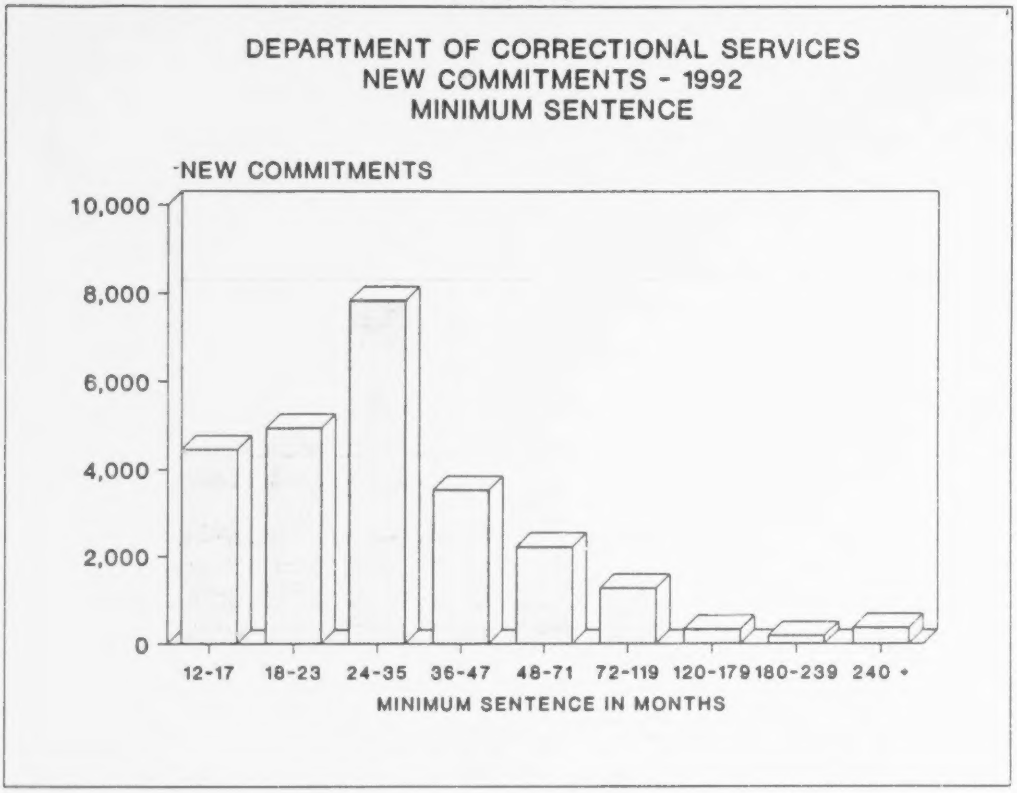
[3] Felony criminal offenses in New York are classified according to six felony class categories (Class A,B,C,D, and E felony offenses, and Youthful Offenders). For each felony class category the legislature has enacted certain provisions which affect the length of the minimum term of imprisonment and which determine the range of maximum sentence available to the judge (see Article 70 New York State Penal Law). In addition to the felony class category that the offense falls into, the minimum period of imprisonment may differ depending on whether the defendant is a first, second, or persistent felony offender, and/or whether the defendant has been convicted of a legislatively designated violent felony offense. In general, the minimum-maximum sentence range is more severe for those defendants with a prior felony conviction and for those convicted of violent felony crimes. For first felony offenders sentenced to state prison for a violent felony crime the judge must in most cases set the minimum period of imprisonment at one-third the maximum sentence. For first felony offenders sentenced to state prison for other felony offenses (i.e. all offenses not designated as a violent felony) the judge must fix the minimum period of imprisonment at some point between one-year and one-third the maximum term. For second felony offenders committed to state prison the judge must set the minimum period of imprisonment at one-half the maximum sentence. Article 70 of the Penal Law spells out the different sentencing provisions that pertain to armed felony offenders; first, second or persistent felony offenders; and violent felony offenders. Appendix A presents a brief summary of the sentences that apply to each felony class category.

[4] Good time refers to days deducted from the maximum sentence for inmates who maintain a satisfactory disciplinary record while under custody.

FIGURE 5.1



MINIMUM SENTENCE
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

	CRIME TYPE						
MINIMUM SENTENCE	VIOLENT FELONY OFFENSES	OTHER COERCIVE/ VIOLENT	DRUG OFFENSES	PROPERT AND OTHER OFFENSES	YOUTHFUL OFFENDERS	TOTAL	PERCENT
12 - 17 MONTHS	884	316	2,029	830	401	4,460	17.7%
18 - 23 MONTHS	1,197	379	1,885	1,478	8	4,947	19.7%
24 - 35 MONTHS	2,390	480	4,011	952	6	7,839	31.2%
36 - 47 MONTHS	1,252	116	1,974	178	1	3,521	14.0%
48 - 71 MONTHS	1244	59	885	25	1	2,214	8.8%
72 - 119 MONTHS	931	20	307	8	0	1,266	5.0%
120 - 179 MONTHS	270	7	62	1	0	340	1.4%
180 - 239 MONTHS	139	3	41	6	0	189	0.8%
240+ MONTHS	343	0	31	2	0	376	1.5%
TOTAL COMMITMENTS	8,650	1,380	11,225	3,480	417	25,152	100.0%

Note: There were 3 cases where data had not yet been entered on minimum sentence.

TABLE 5.1 CRIME BY MINIMUM SENTENCE; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	12-17 MONTHS	18-23 MONTHS	24-35 MONTHS	36-47 MONTHS	48-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180-239 MONTHS	240 + MONTHS	TOTAL
VIOLENT FELONY										
MURDER	0 .0%	0 .0%	0 .0%	0 .0%	5 1.4%	4 1.1%	1 .3%	74 20.7%	273 76.5%	357 100.0%
ATTEMPT MURDER	1 .4%	1 .4%	49 20.1%	39 16.0%	52 21.3%	56 23.0%	22 9.0%	9 3.7%	15 6.1%	244 100.0%
MANSLAUGHTER 1ST	0 .0%	7 1.8%	23 5.8%	28 7.1%	72 18.2%	212 53.7%	46 11.6%	5 1.3%	2 .5%	395 100.0%
RAPE 1ST	3 1.3%	23 9.7%	39 16.5%	32 13.5%	66 27.8%	41 17.3%	21 8.9%	4 1.7%	8 3.4%	237 100.0%
ROBBERY 1ST	37 1.9%	244 12.3%	451 22.7%	338 17.0%	452 22.8%	305 15.4%	112 5.6%	25 1.3%	22 1.1%	1986 100.0%
ROBBERY 2ND	330 17.6%	318 17.0%	612 32.7%	291 15.5%	205 10.9%	97 5.2%	12 .6%	6 .3%	2 .1%	1873 100.0%
ASSAULT 1ST	21 7.0%	52 17.3%	64 21.3%	65 21.6%	74 24.6%	23 7.6%	0 .0%	0 .0%	2 .7%	301 100.0%
ASSAULT 2ND	96 28.5%	40 11.9%	140 41.5%	53 15.7%	4 1.2%	2 .6%	1 .3%	1 .3%	0 .0%	337 100.0%
BURGLARY 1ST	0 .0%	12 8.5%	25 17.7%	18 12.8%	39 27.7%	29 20.6%	13 9.2%	3 2.1%	2 1.4%	141 100.0%
BURGLARY 2ND	117 11.0%	127 12.0%	366 34.5%	189 17.8%	160 15.1%	89 8.4%	9 .8%	1 .1%	2 .2%	1060 100.0%
ARSON 1ST,2ND	0 .0%	13 34.2%	7 18.4%	5 13.2%	5 13.2%	5 13.2%	1 2.6%	1 2.6%	1 2.6%	38 100.0%
SODOMY 1ST	1 .7%	10 7.5%	32 23.9%	29 21.6%	28 20.9%	16 11.9%	12 9.0%	1 .7%	5 3.7%	134 100.0%
SEXUAL ABUSE 1ST	52 27.7%	28 14.9%	76 40.4%	19 10.1%	7 3.7%	4 2.1%	2 1.1%	0 .0%	0 .0%	188 100.0%
WEAPONS OFFENSES	224 17.3%	314 24.3%	495 38.3%	137 10.6%	69 5.3%	34 2.6%	14 1.1%	3 .2%	4 .3%	1294 100.0%
KIDNAPPING 1ST,2ND	2 3.1%	8 12.3%	11 16.9%	9 13.8%	6 9.2%	14 21.5%	4 6.2%	6 9.2%	5 7.7%	65 100.0%
SUBTOTAL	884 10.2%	1197 13.8%	2390 27.6%	1252 14.5%	1244 14.4%	931 10.8%	270 3.1%	139 1.6%	343 4.0%	8650 100.0%
OTHER COERCIVE										
MANSLAUGHTER 2ND	7 8.0%	4 4.5%	19 21.6%	12 13.6%	33 37.5%	9 10.2%	4 4.5%	0 .0%	0 .0%	88 100.0%
OTHER HOMICIDE	33 63.5%	3 5.8%	13 25.0%	2 3.8%	1 1.9%	0 .0%	0 .0%	0 .0%	0 .0%	52 100.0%
ROBBERY 3RD	143 19.6%	229 31.3%	283 38.7%	59 8.1%	11 1.5%	3 .4%	0 .0%	0 .0%	3 .4%	731 100.0%
ATT ASSAULT 2ND	21 17.9%	56 47.9%	35 29.9%	3 2.6%	1 .9%	1 .9%	0 .0%	0 .0%	0 .0%	117 100.0%
OTHER SEX OFFENSES	46 28.9%	33 20.8%	59 37.1%	13 8.2%	5 3.1%	2 1.3%	1 .6%	0 .0%	0 .0%	159 100.0%
OTHER COERCIVE	66 28.3%	54 23.2%	71 30.5%	27 11.6%	8 3.4%	5 2.1%	2 .9%	0 .0%	0 .0%	233 100.0%
SUBTOTAL	316 22.9%	379 27.5%	480 34.8%	116 8.4%	59 4.3%	20 1.4%	7 .5%	0 .0%	3 .2%	1380 100.0%
DRUG OFFENSES										
DRUG SALE	1400 18.1%	1156 15.0%	2908 37.7%	1400 18.1%	606 7.8%	181 2.3%	38 .5%	17 .2%	15 .2%	7721 100.0%
DRUG POSSESSION	629 18.0%	729 20.8%	1103 31.5%	574 16.4%	279 8.0%	126 3.6%	24 .7%	24 .7%	16 .5%	3504 100.0%
SUBTOTAL	2029 18.1%	1885 16.8%	4011 35.7%	1974 17.6%	885 7.9%	307 2.7%	62 .6%	41 .4%	31 .3%	11225 100.0%
PROPERTY AND OTHER										
BURGLARY 3RD	199 15.6%	505 39.7%	463 36.4%	89 7.0%	10 .8%	2 .2%	1 .1%	4 .3%	0 .0%	1273 100.0%
GRAND LARCENY	148 17.3%	460 53.7%	202 23.6%	33 3.9%	7 .8%	5 .6%	0 .0%	2 .2%	0 .0%	857 100.0%
FORGERY	48 20.3%	73 30.8%	95 40.1%	15 6.3%	5 2.1%	1 .4%	0 .0%	0 .0%	0 .0%	237 100.0%
STOLEN PROPERTY	108 16.7%	361 55.7%	146 22.5%	31 4.8%	1 .2%	0 .0%	0 .0%	0 .0%	1 .2%	648 100.0%
DRIVE INTOXICATED	242 93.1%	8 3.1%	9 3.5%	1 .4%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	260 100.0%
ALL OTHR FELONIES	85 41.5%	71 34.6%	37 18.0%	9 4.4%	2 1.0%	0 .0%	0 .0%	0 .0%	1 .5%	205 100.0%
SUBTOTAL	830 23.9%	1478 42.5%	952 27.4%	178 5.1%	25 .7%	8 .2%	1 .0%	6 .2%	2 .1%	3480 100.0%
YOUTHFUL OFFENDR										
YOUTHFUL OFFENDR	401 96.2%	8 1.9%	6 1.4%	1 .2%	1 .2%	0 .0%	0 .0%	0 .0%	0 .0%	417 100.0%
SUBTOTAL	401 96.2%	8 1.9%	6 1.4%	1 .2%	1 .2%	0 .0%	0 .0%	0 .0%	0 .0%	417 100.0%
GRAND TOTAL	4460 17.7%	4947 19.7%	7839 31.2%	3521 14.0%	2214 8.8%	1266 5.0%	340 1.4%	186 .7%	379 1.5%	25152 100.0%

Average and Median Minimum Sentence by Crime

The average and median minimum sentence length according to commitment crime and first or second felony offender status is presented in Table 5.2. In this and other tables the arithmetic average and the median are used as measures of central tendency. The value for the median is generally somewhat lower than the value for the average. The median was 24 months while the average prison sentence was 36.3 months. Generally the median minimum sentence is close to the value of the minimum-minimum term (this is clearer in Table 5.7 below). The median is a measure of central tendency which represents the value of the middle case (i.e. the case or cases at the 50th percentile) in the distribution of cases and is preferred by some users because it is less sensitive to extreme values than is the arithmetic average.

The average minimum sentence for the total new court commitment population in 1992 was 36.3 months. The average minimum sentence for violent felony crimes was 53.6 months, for other coercive crimes it was 24.8 months, for drug offenders 30.1 months and for property offenders 20.6 months (Table 5.2).

The average minimum sentence was generally longer for persons sentenced as a second or persistent felony offender when compared with those sentenced as a first felony offender (see Table 5.2). For example, the average minimum sentence for first felons sentenced for Robbery 1st was 33.0 months, for second felony offenders convicted of Robbery 1st it was 75.9 months, and for persistent felony offenders committed for Robbery 1st the average was 156.4 months.

Trends in Average Minimum Sentence Length

The average minimum sentence by crime and second felony offender status for each year 1989 through 1992 is presented in Table 5.3. Within each specific crime group and within each felony status category (e.g. 1st or 2nd felon) the average minimum sentence generally remains stable across the commitment years. For example, first felony offenders convicted of Robbery 1st received an average minimum sentence of 33.0 months in 1989, 30.7 months in 1990, 32.7 months in 1991 and 33.0 months in 1992.

The data in Table 5.3 is repeated in Table 5.4 except that the measure of central tendency is the median.

TABLE 5.2 AVERAGE AND MEDIAN MINIMUM SENTENCE (IN MONTHS) BY CRIME AND BY 1ST OR 2ND FELONY OFFENDER STATUS; 1992 NEW COURT COMMITMENTS

	FIRST FELONY OFFENDER			SECOND FELONY OFFENDER			PERSIST FELONY OFFENDER			TOTAL	TOTAL	
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
VIOLENT FELONY												
MURDER	357	296.2	300.0	0	.	.	0	.	.	357	296.2	300.0
ATTEMPT MURDER	190	68.6	48.0	51	119.8	96.0	3	208.0	180.0	244	81.0	60.0
MANSLAUGHTER 1ST	323	77.2	80.0	69	103.1	96.0	3	152.0	120.0	395	82.3	84.0
RAPE 1ST	164	49.8	40.0	71	105.7	84.0	2	159.0	159.0	237	67.5	54.0
ROBBERY 1ST	1153	33.0	24.0	771	75.9	60.0	62	156.4	120.0	1986	53.5	36.0
ROBBERY 2ND	897	20.4	18.0	920	38.3	36.0	56	102.0	93.0	1873	31.6	24.0
ASSAULT 1ST	202	30.1	24.0	92	52.3	48.0	7	128.6	72.0	301	39.2	36.0
ASSAULT 2ND	187	18.1	16.0	148	31.4	30.0	2	126.0	126.0	337	24.6	24.0
BURGLARY 1ST	78	46.4	36.0	57	80.8	60.0	6	108.0	108.0	141	63.0	48.0
BURGLARY 2ND	369	21.5	18.0	644	40.2	36.0	47	95.7	72.0	1060	36.1	30.0
ARSON 1ST,2ND	31	45.2	24.0	7	72.9	72.0	0	.	.	38	50.3	30.0
SODOMY 1ST	101	44.2	36.0	30	101.5	84.0	3	360.0	300.0	134	64.1	40.0
SEXUAL ABUSE 1ST	119	20.4	18.0	66	32.7	30.0	3	88.0	72.0	188	25.7	24.0
WEAPONS OFFENSES	492	21.8	18.0	750	29.2	24.0	52	72.1	48.0	1294	28.1	24.0
KIDNAPPING 1ST,2ND	50	81.7	36.0	13	85.4	72.0	2	180.0	180.0	65	85.5	60.0
SUBTOTAL	4713	53.5	24.0	3689	49.6	36.0	248	115.2	96.0	8650	53.6	30.0
OTHER COERCIVE												
MANSLAUGHTER 2ND	70	39.3	36.0	18	76.0	72.0	0	.	.	88	46.8	48.0
OTHER HOMICIDE	43	17.1	16.0	9	20.7	24.0	0	.	.	52	19.1	16.0
ROBBERY 3RD	202	16.2	12.0	526	24.7	24.0	3	280.0	240.0	731	23.4	20.0
ATT ASSAULT 2ND	22	13.5	12.0	94	21.1	18.0	1	90.0	90.0	117	20.3	18.0
OTHER SEX OFFENSES	96	22.1	18.0	63	26.6	24.0	0	.	.	159	23.9	24.0
OTHER COERCIVE	136	21.2	18.0	97	30.0	24.0	0	.	.	233	24.9	20.0
SUBTOTAL	569	21.2	16.0	807	26.2	24.0	4	232.5	240.0	1380	24.8	21.0
DRUG OFFENSES												
DRUG SALE	2354	25.2	12.0	5357	31.6	24.0	10	54.0	36.0	7721	29.7	24.0
DRUG POSSESSION	1425	31.5	18.0	2072	30.3	24.0	7	96.9	72.0	3504	30.9	24.0
SUBTOTAL	3779	27.5	16.0	7429	31.2	24.0	17	71.6	36.0	11225	30.1	24.0
PROPERTY AND OTHER												
BURGLARY 3RD	292	17.0	12.0	975	23.0	24.0	6	128.0	180.0	1273	22.1	18.0
GRAND LARCENY	212	17.6	12.0	641	20.8	18.0	4	106.5	114.0	857	20.4	18.0
FORGERY	73	17.7	16.0	163	24.4	24.0	1	24.0	24.0	237	22.3	21.0
STOLEN PROPERTY	141	16.0	12.0	504	21.0	18.0	3	96.0	24.0	648	20.3	18.0
DRIVE INTOXICATED	250	13.3	12.0	10	19.6	18.0	0	.	.	260	13.5	12.0
ALL OTHR FELONIES	99	19.2	12.0	106	21.3	18.0	0	.	.	205	20.3	18.0
SUBTOTAL	1067	16.4	12.0	2399	22.0	18.0	14	107.6	114.0	3486	20.6	18.0
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	417	13.8	12.0	0	.	.	0	.	.	417	13.8	12.0
SUBTOTAL	417	13.8	12.0	0	.	.	0	.	.	417	13.8	12.0
GRAND TOTAL	10545	37.2	18.0	14324	34.2	24.0	283	113.8	96.0	25152	36.3	24.0

TABLE 5.3 CRIME BY AVERAGE MINIMUM SENTENCE (IN MONTHS)
BY FIRST OR SECOND FELONY OFFENDER STATUS AND BY YEAR RECEIVED; 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989			1990			1991			1992		
	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL
	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE
VIOLENT FELONY												
MURDER	296.1	.	296.1	305.4	150.0	304.9	296.3	.	296.3	296.2	.	296.2
ATTEMPT MURDER	62.6	118.3	74.5	67.3	104.0	77.1	71.3	136.0	87.4	68.6	124.7	81.0
MANSLAUGHTER 1ST	72.6	107.0	79.6	72.0	110.3	80.6	74.8	111.5	82.2	77.2	105.1	82.3
RAPE 1ST	47.7	154.1	77.0	50.8	112.3	67.0	56.4	142.4	83.3	49.8	107.2	67.5
ROBBERY 1ST	33.0	82.9	52.1	30.7	72.0	46.4	32.7	80.9	52.1	33.0	81.9	53.5
ROBBERY 2ND	19.7	42.0	30.1	19.6	38.2	28.8	19.7	40.5	30.2	20.4	42.0	31.6
ASSAULT 1ST	28.9	54.8	37.4	30.6	53.6	37.7	28.5	55.8	36.0	30.1	57.7	39.2
ASSAULT 2ND	17.6	32.7	24.2	18.3	34.9	25.0	18.9	34.3	25.3	18.1	32.6	24.6
BURGLARY 1ST	39.1	92.3	62.4	42.7	95.7	65.0	48.9	110.8	78.5	46.4	83.4	63.0
BURGLARY 2ND	21.1	44.3	34.4	21.6	42.6	33.5	21.1	42.6	34.4	21.5	44.0	36.1
ARSON 1ST,2ND	33.9	62.2	40.4	37.1	73.0	46.7	34.3	110.2	52.5	45.2	72.9	50.3
SODOMY 1ST	47.1	120.8	65.5	48.6	108.8	63.8	50.6	149.8	83.4	44.2	125.0	64.1
SEXUAL ABUSE 1ST	19.8	31.8	23.0	20.3	34.3	24.9	21.0	33.7	25.5	20.4	35.1	25.7
WEAPONS OFFENSES	19.3	32.5	27.8	19.5	32.8	27.8	20.4	31.8	27.7	21.8	32.0	28.1
KIDNAPPING 1ST,2ND	76.6	118.4	86.3	89.2	106.5	96.0	93.7	92.4	93.6	81.7	98.0	85.5
TOTAL	54.1	55.5	54.7	49.9	51.0	50.4	52.7	55.9	54.1	53.5	53.8	53.6
OTHER COERCIVE												
MANSLAUGHTER 2ND	41.2	72.2	48.9	36.4	74.0	45.4	37.9	68.9	45.6	39.3	76.0	46.8
OTHER HOMICIDE	17.1	43.7	21.6	17.0	33.6	20.4	17.2	26.4	19.3	17.1	28.7	19.1
ROBBERY 3RD	16.1	24.4	21.7	15.5	23.9	21.3	16.5	24.8	22.5	16.2	26.1	23.4
ATT ASSAULT 2ND	15.0	19.3	18.3	13.6	20.1	18.9	13.8	20.4	18.9	13.5	21.9	20.3
OTHER SEX OFFENSES	20.4	26.7	23.2	21.1	37.6	26.1	20.9	32.2	25.1	22.1	26.6	23.9
OTHER COERCIVE	19.9	30.3	23.6	24.2	37.0	29.7	22.0	32.7	26.3	21.2	30.0	24.9
TOTAL	20.4	26.2	23.6	21.0	27.2	24.6	21.1	26.9	24.5	21.2	27.3	24.8
DRUG OFFENSES												
DRUG SALE	24.7	31.9	28.7	23.5	31.7	28.5	24.6	32.2	29.6	25.2	31.7	29.7
DRUG POSSESSION	32.6	29.6	31.2	33.3	30.2	31.7	33.4	30.1	31.6	31.5	30.5	30.9
TOTAL	27.1	31.3	29.4	26.9	31.3	29.5	27.7	31.7	30.2	27.5	31.3	30.1
PROPERTY AND OTHER												
BURGLARY 3RD	15.7	23.9	22.1	16.1	23.7	21.8	15.7	24.0	22.0	17.0	23.7	22.1
GRAND LARCENY	17.3	21.6	20.3	16.8	20.9	19.9	16.6	20.6	19.7	17.6	21.3	20.4
FORGERY	17.5	25.3	22.7	16.0	25.5	22.3	18.6	25.2	23.0	17.7	24.4	22.3
STOLEN PROPERTY	14.4	21.3	19.6	14.5	21.1	19.6	15.6	22.0	20.3	16.0	21.4	20.3
DRIVE INTOXICATED	13.2	15.2	13.3	13.2	15.6	13.2	13.3	16.8	13.4	13.3	19.6	13.5
ALL OTHR FELONIES	17.4	21.9	19.8	15.2	22.3	19.3	16.4	21.2	19.0	19.2	21.3	20.3
TOTAL	15.6	22.7	20.5	15.3	22.4	20.2	15.6	22.6	20.4	16.4	22.5	20.6
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	13.6	.	13.6	13.5	.	13.5	13.5	.	13.5	13.8	.	13.8
TOTAL	13.6	.	13.6	13.5	.	13.5	13.5	.	13.5	13.8	.	13.8
GRAND TOTAL	35.9	35.9	35.9	34.1	34.5	34.3	36.6	36.5	36.5	37.2	35.7	36.3

TABLE 5.4 CRIME BY MEDIAN MINIMUM SENTENCE (IN MONTHS)
BY FIRST OR SECOND FELONY OFFENDER STATUS AND BY YEAR RECEIVED 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989			1990			1991			1992		
	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL
	MEDIAN	MEDIAN	MEDIAN	MEDIAN	MEDIAN	MEDIAN	MEDIAN	MEDIAN	MEDIAN	MEDIAN	MEDIAN	MEDIAN
VIOLENT FELONY												
MURDER	285.0	.	285.0	300.0	150.0	300.0	300.0	.	300.0	300.0	.	300.0
ATTEMPT MURDER	48.0	108.0	54.0	42.0	90.0	60.0	48.0	99.0	60.0	48.0	108.0	60.0
MANSLAUGHTER 1ST	72.0	105.0	72.0	72.0	120.0	75.0	72.0	108.0	84.0	80.0	104.0	84.0
RAPE 1ST	36.0	96.0	48.0	36.0	84.0	48.0	43.5	90.0	60.0	40.0	90.0	54.0
ROBBERY 1ST	24.0	72.0	36.0	24.0	58.5	36.0	24.0	60.0	36.0	24.0	60.0	36.0
ROBBERY 2ND	18.0	36.0	24.0	18.0	30.0	24.0	18.0	36.0	24.0	18.0	36.0	24.0
ASSAULT 1ST	24.0	48.0	30.0	24.0	48.0	36.0	24.0	48.0	30.0	24.0	48.0	36.0
ASSAULT 2ND	16.0	30.0	24.0	16.0	30.0	24.0	16.0	30.0	24.0	16.0	30.0	24.0
BURGLARY 1ST	26.0	72.0	48.0	36.0	81.0	54.0	36.0	72.0	54.0	36.0	72.0	48.0
BURGLARY 2ND	18.0	36.0	30.0	18.0	36.0	30.0	18.0	36.0	30.0	18.0	36.0	30.0
ARSON 1ST,2ND	24.0	54.0	36.0	24.0	51.0	30.0	24.0	102.0	36.0	24.0	72.0	30.0
SODOMY 1ST	36.0	120.0	48.0	36.0	72.0	48.0	36.0	90.0	48.0	36.0	84.0	40.0
SEXUAL ABUSE 1ST	18.0	30.0	24.0	18.0	33.0	24.0	18.0	30.0	24.0	18.0	30.0	24.0
WEAPONS OFFENSES	16.0	24.5	24.0	16.0	24.0	24.0	18.0	24.0	24.0	18.0	24.0	24.0
KIDNAPPING 1ST,2ND	54.0	60.0	60.0	48.0	90.0	60.0	60.0	90.0	60.0	36.0	90.0	60.0
TOTAL	24.0	36.0	30.0	24.0	36.0	30.0	24.0	36.0	30.0	24.0	36.0	30.0
OTHER COERCIVE												
MANSLAUGHTER 2ND	41.0	72.0	48.0	36.0	60.0	36.0	36.0	60.0	36.0	36.0	72.0	48.0
OTHER HOMICIDE	16.0	24.0	16.0	16.0	24.0	16.0	16.0	24.0	16.0	16.0	24.0	16.0
ROBBERY 3RD	12.0	24.0	18.0	12.0	24.0	18.0	12.0	24.0	18.0	12.0	24.0	20.0
ATT ASSAULT 2ND	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0
OTHER SEX OFFENSES	16.0	24.0	18.0	18.0	24.0	19.0	16.0	24.0	18.0	18.0	24.0	24.0
OTHER COERCIVE	12.0	24.0	18.0	18.0	24.0	24.0	16.0	24.0	24.0	18.0	24.0	20.0
TOTAL	16.0	24.0	18.0	16.0	24.0	18.0	16.0	24.0	18.0	16.0	24.0	21.0
DRUG OFFENSES												
DRUG SALE	12.0	24.0	24.0	12.0	24.0	24.0	12.0	30.0	24.0	12.0	24.0	24.0
DRUG POSSESSION	18.0	24.0	24.0	20.0	24.0	24.0	24.0	24.0	24.0	18.0	24.0	24.0
TOTAL	12.0	24.0	24.0	12.0	24.0	24.0	16.0	24.0	24.0	16.0	24.0	24.0
PROPERTY AND OTHER												
BURGLARY 3RD	12.0	24.0	18.0	12.0	24.0	18.0	12.0	24.0	18.0	12.0	24.0	18.0
GRAND LARCENY	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0
FORGERY	16.0	24.0	18.0	12.0	24.0	18.0	16.0	24.0	22.0	16.0	24.0	21.0
STOLEN PROPERTY	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0
DRIVE INTOXICATED	12.0	16.0	12.0	12.0	12.0	12.0	12.0	18.0	12.0	12.0	18.0	12.0
ALL OTHR FELONIES	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0
TOTAL	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0	12.0	18.0	18.0
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	12.0	.	12.0	12.0	.	12.0	12.0	.	12.0	12.0	.	12.0
TOTAL	12.0	.	12.0	12.0	.	12.0	12.0	.	12.0	12.0	.	12.0
GRAND TOTAL	18.0	24.0	24.0	18.0	24.0	24.0	18.0	24.0	24.0	18.0	24.0	24.0

Minimum Sentence by Felony Class Category

Average minimum sentence by felony class category and second felony offender status for 1992 New Court Commitments is presented in Table 5.5. These figures show that as the felony class declines from A-I to E the average minimum sentence also declines. Generally, within each felony class category, as one moves from first felony offender to second felony offender to persistent felony offender the average minimum sentence increases, as would be expected based on the sentencing requirements found in the New York State Penal Law (see Appendix A for a brief statement of the sentence range for each subgroup).

Table 5.6 shows average minimum sentence by felony class category and second felony status (persistent felons have been grouped with second felony offenders) for each year 1989 through 1992. Within each specific felony class category as one moves from 1989 to 1992 the average minimum sentence fluctuates within a narrow range from one year to the next.

In Table 5.7 the data are broken out by felony class category, violent or nonviolent offense; and first or second felony offender status. Within the broad category of first or second felony offenders the median minimum sentences showed considerable stability over time. Violent first felony median sentences were 24.0 months from 1989 to 1992 and nonviolent first felony median sentences were 12.0 months in the study period. Median sentences of violent second felony offenders were 36.0 months and those of nonviolent second felony offenders were 24.0 months in the period 1989-1992.

There were some noteworthy changes in median minimum sentences of particular crime categories. Sentences of class A-I violent felony offenders had a median length of 276.0 months in 1989. However, they rose to 300.0 months in 1990 and remained at 300.0 months in 1991 and 1992. Median sentences of class B violent felony offenders, committed as second felony offenders, were 90.0 months in 1989 through 1991 but rose to 96 months in 1992.

Among first felony offenders, however, median sentence length of persons committed as class B violent felony offenders fell from 42.0 months in 1989 to 36.0 months in 1990. They then rose to 40 months in 1991 and remained at that length in 1992.

Class E violent felony offenders committed as second felony offenders received median sentences of 24.0 months from 1989 to 1990. The median minimum sentence fell in 1991 to 18.0 months and remained at 18.0 months in 1992.

Except for the noted changes, median sentence lengths remained quite stable. Average minimum sentences, which are sensitive to extreme values, showed more movement. Average minimum sentences received by class A-I violent felony offenders rose from 293.4 months in 1989 to 306.1 months in 1990. They then declined two years in a row. In 1991, they were 297.3 months and in 1992 they were 295.4 months.

Average sentences for class B violent felony offenders sentenced as second felony offenders fluctuated considerably in the four years 1989 through 1992. In 1989, the average sentence for these offenders was 115.6 months. The average fell to 104.3 months for class B violent felony offenders sentenced as second felony offenders in 1990. It then rose to 117.7 months in 1991 and then fell again to 109.9 months in 1992.

Maximum Sentence Length

A crosstabulation of commitment crime by maximum sentence is presented in Table 5.8. Since the development of programs such as Earned Eligibility,[5] the minimum sentence is a much better estimate of the length of time that will be served in state prison than is the maximum sentence.

Persons committed for violent felony offenses were more likely (36%) to be given a maximum sentence of nine years (108 months) or longer when compared with drug (15%) or property (2%) offenders. Seven percent of violent felony offenders received a Life maximum sentence (see Table 5.8). Approximately 7% of drug offenders received a Life maximum sentence. Many of the Class A-II drug offenders were persons with a minimum term of six years and a maximum term of Life.

Table 5.9 shows average and median maximum sentence length by crime and second felony offender status. A Life sentence has been treated as 25 years. For 1992 new court commitments the average maximum sentence was 82.6 months, the median 54 months. The average maximum sentence for a first felony offender was 95.8 months (median 54.0 months). The average for second felony offenders was 69.2 months. This is somewhat lower than the average for first felony offenders because the second felony group had a higher concentration of the lower level Class D and E felony commitments than in the First Offender group.

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[5] See "Earned Eligibility Program Statistical Report July 1987 through September 1992" Division of Program Planning, Research and Evaluation, NYS Department of Correctional Services, Albany, NY 12226.

TABLE 5.5
AVERAGE AND MEDIAN MINIMUM SENTENCE (IN MONTHS)
BY FELONY CLASS CATEGORY AND BY 1ST OR 2ND FELONY OFFENDER STATUS; 1992 NEW COURT COMMITMENTS

FELONY CLASS	FIRST FELONY OFFENDER			SECOND FELONY OFFENDER			PERSIST FELONY OFFENDER			TOTAL		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
A-I FELONY	463	280.2	276.0	0	.	.	0	.	.	463	280.2	276.0
A-II FELONY	616	51.9	36.0	58	80.8	72.0	1	36.0	36.0	675	54.3	42.0
CLASS B FELONY	3131	35.1	24.0	1415	82.7	72.0	64	181.1	162.0	4610	51.7	36.0
CLASS C FELONY	2822	22.4	18.0	2715	43.8	36.0	78	122.1	96.0	5615	34.1	36.0
CLASS D FELONY	2283	17.3	12.0	6146	28.0	24.0	102	91.9	72.0	8531	25.9	24.0
CLASS E FELONY	812	14.5	12.0	3988	19.2	18.0	38	44.5	36.0	4838	18.6	18.0
YOUTHFUL OFFENDER	417	13.8	12.0	0	.	.	0	.	.	417	13.8	12.0
TOTAL	10544	37.2	18.0	14322	34.2	24.0	283	113.8	96.0	25149	36.3	24.0

TABLE 5.6 AVERAGE MINMUM SENTENCE (IN MONTHS) BY FELONY CRIME CLASS
AND BY FIRST OR SECOND FELONY OFFENDER STATUS; 1989-1992 NEW COURT COMMITMENTS

	1989			1990			1991			1992		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
FIRST FELONY OFFENDER												
A-I FELONY	462	269.3	240.0	392	278.1	240.0	434	278.3	264.0	463	280.2	276.0
A-II FELONY	712	53.1	48.0	673	53.9	48.0	706	52.1	48.0	616	51.9	36.0
CLASS B FELONY	3522	30.6	24.0	3461	30.6	24.0	3431	34.5	24.0	3131	35.1	24.0
CLASS C FELONY	2628	21.7	18.0	2795	22.1	18.0	2758	22.3	18.0	2822	22.4	18.0
CLASS D FELONY	1976	16.3	12.0	2205	16.4	12.0	2215	16.9	12.0	2283	17.3	12.0
CLASS E FELONY	685	13.4	12.0	719	13.6	12.0	688	13.4	12.0	812	14.5	12.0
YOUTHFUL OFFENDER	440	13.6	12.0	442	13.5	12.0	415	13.5	12.0	417	13.8	12.0
TOTAL	10425	35.9	18.0	10687	34.1	18.0	10647	36.6	18.0	10544	37.2	18.0
SECOND FELONY OFFENDER												
A-II FELONY	58	79.6	72.0	72	86.3	72.0	65	85.2	72.0	59	80.1	72.0
CLASS B FELONY	1130	90.0	72.0	1148	83.8	72.0	1425	92.4	72.0	1479	87.0	72.0
CLASS C FELONY	1951	47.5	40.0	2271	45.0	36.0	2532	45.2	36.0	2793	46.0	36.0
CLASS D FELONY	4823	28.6	24.0	5730	28.3	24.0	6015	28.8	24.0	6248	29.0	24.0
CLASS E FELONY	3080	19.4	18.0	3184	19.4	18.0	3421	19.3	18.0	4026	19.4	18.0
TOTAL	11042	35.9	24.0	12405	34.5	24.0	13458	36.5	24.0	14605	35.7	24.0
GRAND TOTAL	21467	35.9	24.0	23092	34.3	24.0	24105	36.5	24.0	25149	36.3	24.0

TABLE 5.7 AVERAGE MINIMUM SENTENCE (IN MONTHS) BY FELONY CLASS, VIOLENT FELONY STATUS, AND BY FIRST OR SECOND FELONY OFFENDER STATUS ;1989-1992 NEW COURT COMMITMENTS

	1989			1990			1991			1992		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
FIRST FELONY												
VIOLENT FELONY												
A-I FELONY	356	293.4	276.0	296	306.1	300.0	352	297.3	300.0	379	295.4	300.0
CLASS B FELONY	1325	51.2	42.0	1343	49.3	36.0	1556	52.5	40.0	1575	50.9	40.0
CLASS C FELONY	1380	24.9	18.0	1428	25.7	18.0	1545	25.4	18.0	1488	26.1	18.0
CLASS D FELONY	1038	15.9	12.0	1175	16.0	12.0	1182	16.6	12.0	1246	16.9	12.0
CLASS E FELONY	30	13.5	12.0	17	14.1	12.0	20	13.0	12.0	25	13.0	12.0
TOTAL	4129	54.1	24.0	4259	49.9	24.0	4655	52.7	24.0	4713	53.5	24.0
NON-VIOLENT FELONY												
A-I FELONY	106	188.6	180.0	96	191.9	180.0	82	196.7	180.0	84	211.7	180.0
A-II FELONY	712	53.1	48.0	673	53.9	48.0	706	52.1	48.0	616	51.9	36.0
CLASS B FELONY	2197	18.1	12.0	2118	18.8	12.0	1875	19.5	12.0	1556	19.1	12.0
CLASS C FELONY	1248	18.3	12.0	1367	18.3	12.0	1213	18.4	12.0	1334	18.3	12.0
CLASS D FELONY	938	16.8	12.0	1030	16.8	12.0	1033	17.3	12.0	1037	17.7	12.0
CLASS E FELONY	655	13.4	12.0	702	13.6	12.0	668	13.4	12.0	787	14.6	12.0
YOUTHFUL OFFENDER	440	13.6	12.0	442	13.5	12.0	415	13.5	12.0	417	13.8	12.0
TOTAL	6296	24.0	12.0	6428	23.7	12.0	5992	24.1	12.0	5831	23.9	12.0
SECOND FELONY												
VIOLENT FELONY												
CLASS B FELONY	561	115.6	90.0	558	104.3	90.0	750	117.7	90.0	738	109.9	96.0
CLASS C FELONY	947	57.3	48.0	996	53.2	48.0	1095	54.7	48.0	1216	56.1	48.0
CLASS D FELONY	1260	33.2	30.0	1391	32.7	30.0	1505	33.4	30.0	1587	33.8	30.0
CLASS E FELONY	219	22.2	24.0	234	23.2	24.0	324	21.2	18.0	396	22.1	18.0
TOTAL	2987	55.5	36.0	3179	51.0	36.0	3674	55.9	36.0	3937	53.8	36.0
NON-VIOLENT FELONY												
A-II FELONY	58	79.6	72.0	72	86.3	72.0	65	85.2	72.0	59	80.1	72.0
CLASS B FELONY	569	64.8	54.0	598	64.5	54.0	675	64.4	54.0	741	64.1	54.0
CLASS C FELONY	1004	38.2	36.0	1275	38.6	36.0	1437	38.0	36.0	1577	38.2	36.0
CLASS D FELONY	3563	27.0	24.0	4339	26.8	24.0	4510	27.3	24.0	4661	27.4	24.0
CLASS E FELONY	2861	19.1	18.0	2950	19.1	18.0	3097	19.1	18.0	3630	19.2	18.0
TOTAL	8055	28.6	24.0	9226	28.9	24.0	9784	29.2	24.0	10668	29.0	24.0
GRAND TOTAL	21467	35.9	24.0	23092	34.3	24.0	24105	36.5	24.0	25149	36.3	24.0

TABLE 5.8 CRIME BY MAXIMUM SENTENCE; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	36 MONTHS	37-53 MONTHS	54-71 MONTHS	72-95 MONTHS	96-107 MONTHS	108-143 MONTHS	144-179 MONTHS	180 AND OVER	LIFE MAX	TOTAL
VIOLENT FELONY										
MURDER	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	357 100.0%	357 100.0%
ATTEMPT MURDER	0 .0%	2 .8%	0 .0%	46 18.9%	4 1.6%	48 19.7%	34 13.9%	93 38.1%	17 7.0%	244 100.0%
MANSLAUGHTER 1ST	0 .0%	1 .3%	7 1.8%	22 5.6%	3 .8%	32 8.1%	35 8.9%	292 73.9%	3 .8%	395 100.0%
RAPE 1ST	3 1.3%	1 .4%	22 9.3%	45 19.0%	8 3.4%	40 16.9%	23 9.7%	93 39.2%	2 .8%	237 100.0%
ROBBERY 1ST	23 1.2%	14 .7%	245 12.3%	569 28.7%	140 7.0%	367 18.5%	226 11.4%	350 17.6%	52 2.6%	1986 100.0%
ROBBERY 2ND	299 16.0%	214 11.4%	568 30.3%	425 22.7%	104 5.6%	104 5.6%	59 3.2%	42 2.2%	58 3.1%	1873 100.0%
ASSAULT 1ST	15 5.0%	8 2.7%	58 19.3%	84 27.9%	20 6.6%	56 18.6%	22 7.3%	31 10.3%	7 2.3%	301 100.0%
ASSAULT 2ND	80 23.7%	74 22.0%	72 21.4%	99 29.4%	1 .3%	5 1.5%	3 .9%	1 .3%	2 .6%	337 100.0%
BURGLARY 1ST	0 .0%	2 1.4%	12 8.5%	31 22.0%	6 4.3%	23 16.3%	19 13.5%	43 30.5%	5 3.5%	141 100.0%
BURGLARY 2ND	100 9.4%	138 13.0%	285 26.9%	243 22.9%	82 7.7%	95 9.0%	45 4.2%	26 2.5%	46 4.3%	1060 100.0%
ARSON 1ST,2ND	0 .0%	0 .0%	13 34.2%	8 21.1%	2 5.3%	4 10.5%	6 15.8%	3 7.9%	2 5.3%	38 100.0%
SODOMY 1ST	1 .7%	1 .7%	10 7.5%	31 23.1%	4 3.0%	32 23.9%	17 12.7%	35 26.1%	3 2.2%	134 100.0%
SEXUAL ABUSE 1ST	43 22.9%	30 16.0%	45 23.9%	56 29.8%	1 .5%	4 2.1%	3 1.6%	3 1.6%	3 1.6%	188 100.0%
WEAPONS OFFENSES	420 32.5%	293 22.6%	198 15.3%	203 15.7%	20 1.5%	45 3.5%	24 1.9%	36 2.8%	55 4.3%	1294 100.0%
KIDNAPPING 1ST,2ND	1 1.5%	1 1.5%	8 12.3%	11 16.9%	2 3.1%	8 12.3%	4 6.2%	20 30.8%	10 15.4%	65 100.0%
SUBTOTAL	985 11.4%	779 9.0%	1543 17.8%	1873 21.7%	397 4.6%	863 10.0%	520 6.0%	1068 12.3%	622 7.2%	8650 100.0%
OTHER COERCIVE										
MANSLAUGHTER 2ND	4 4.5%	0 .0%	5 5.7%	23 26.1%	3 3.4%	13 14.8%	13 14.8%	27 30.7%	0 .0%	88 100.0%
OTHER HOMICIDE	14 26.9%	24 46.2%	2 3.8%	10 19.2%	0 .0%	2 3.8%	0 .0%	0 .0%	0 .0%	52 100.0%
ROBBERY 3RD	321 43.9%	223 30.5%	70 9.6%	97 13.3%	2 .3%	9 1.2%	4 .5%	2 .3%	3 .4%	731 100.0%
ATT ASSAULT 2ND	72 61.5%	38 32.5%	0 .0%	5 4.3%	1 .9%	0 .0%	0 .0%	0 .0%	1 .9%	117 100.0%
OTHER SEX OFFENSES	55 34.6%	37 23.3%	11 6.9%	41 25.8%	4 2.5%	5 3.1%	1 .6%	5 3.1%	0 .0%	159 100.0%
OTHER COERCIVE	80 34.3%	47 20.2%	30 12.9%	50 21.5%	1 .4%	15 6.4%	2 .9%	7 3.0%	1 .4%	233 100.0%
SUBTOTAL	546 39.6%	369 26.7%	118 8.6%	226 16.4%	11 .8%	44 3.2%	20 1.4%	41 3.0%	5 .4%	1380 100.0%
DRUG OFFENSES										
DRUG SALE	2122 27.5%	1929 25.0%	1080 14.0%	1482 19.2%	91 1.2%	482 6.2%	105 1.4%	100 1.3%	330 4.3%	7721 100.0%
DRUG POSSESSION	1146 32.7%	723 20.6%	381 10.9%	515 14.7%	34 1.0%	193 5.5%	39 1.1%	47 1.3%	425 12.1%	3503 100.0%
SUBTOTAL	3268 29.1%	2652 23.6%	1461 13.0%	1997 17.8%	125 1.1%	675 6.0%	144 1.3%	147 1.3%	755 6.7%	11224 100.0%
PROPERTY AND OTHER										
BURGLARY 3RD	616 48.4%	399 31.3%	98 7.7%	136 10.7%	3 .2%	10 .8%	5 .4%	2 .2%	4 .3%	1273 100.0%
GRAND LARCENY	550 64.2%	202 23.6%	24 2.8%	58 6.8%	4 .5%	8 .9%	4 .5%	4 .5%	3 .4%	857 100.0%
FORGERY	95 40.1%	83 35.0%	21 8.9%	31 13.1%	1 .4%	5 2.1%	0 .0%	1 .4%	0 .0%	237 100.0%
STOLEN PROPERTY	429 66.2%	132 20.4%	31 4.8%	46 7.1%	6 .9%	3 .5%	0 .0%	0 .0%	1 .2%	648 100.0%
DRIVE INTOXICATED	184 70.8%	69 26.5%	0 .0%	6 2.3%	0 .0%	1 .4%	0 .0%	0 .0%	0 .0%	260 100.0%
ALL OTHR FELONIES	134 65.4%	46 22.4%	5 2.4%	15 7.3%	1 .5%	1 .5%	1 .5%	1 .5%	1 .5%	205 100.0%
SUBTOTAL	2008 57.7%	931 26.8%	179 5.1%	292 8.4%	15 .4%	28 .8%	10 .3%	8 .2%	9 .3%	3480 100.0%
YOUTHFUL OFFENDR										
YOUTHFUL OFFENDR	244 58.5%	160 38.4%	6 1.4%	4 1.0%	2 .5%	1 .2%	0 .0%	0 .0%	0 .0%	417 100.0%
SUBTOTAL	244 58.5%	160 38.4%	6 1.4%	4 1.0%	2 .5%	1 .2%	0 .0%	0 .0%	0 .0%	417 100.0%
GRAND TOTAL	7051 28.0%	4891 19.4%	3307 13.1%	4392 17.5%	550 2.2%	1611 6.4%	694 2.8%	1264 5.0%	1391 5.5%	25151 100.0%

TABLE 5.9 AVERAGE AND MEDIAN MAXIMUM SENTENCE (IN MONTHS) BY CRIME AND BY 1ST OR 2ND FELONY OFFENDER STATUS
(LIFE MAXIMUM SENTENCE TREATED AS 25 YEARS); 1992 NEW COURT COMMITMENTS

	FIRST FELONY OFFENDER			SECOND FELONY OFFENDER			PERSIST FELONY OFFENDER			TOTAL	TOTAL	
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
VIOLENT FELONY												
MURDER	357	300.0	300.0	0	.	.	0	.	.	357	300.0	300.0
ATTEMPT MURDER	190	166.8	144.0	51	240.9	192.0	3	300.0	300.0	244	184.0	144.0
MANSLAUGHTER 1ST	323	229.7	240.0	69	207.8	192.0	3	300.0	300.0	395	226.4	228.0
RAPE 1ST	164	146.3	120.0	71	211.8	168.0	2	300.0	300.0	237	167.2	126.0
ROBBERY 1ST	1153	98.7	72.0	771	152.4	120.0	62	266.4	300.0	1986	124.8	108.0
ROBBERY 2ND	897	60.9	54.0	920	77.3	72.0	56	294.0	300.0	1873	75.9	60.0
ASSAULT 1ST	202	90.4	72.0	92	104.8	96.0	7	270.9	300.0	301	99.0	84.0
ASSAULT 2ND	187	54.3	48.0	148	63.2	60.0	2	300.0	300.0	337	59.7	54.0
BURGLARY 1ST	78	137.1	108.0	57	162.9	120.0	6	268.0	300.0	141	153.1	120.0
BURGLARY 2ND	369	64.5	54.0	644	80.9	72.0	47	286.7	300.0	1060	84.3	72.0
ARSON 1ST,2ND	31	105.7	72.0	7	147.4	144.0	0	.	.	38	113.4	81.0
SODOMY 1ST	101	131.5	108.0	30	204.4	168.0	3	300.0	300.0	134	151.6	108.0
SEXUAL ABUSE 1ST	119	61.4	54.0	66	66.1	60.0	3	300.0	300.0	188	66.8	54.0
WEAPONS OFFENSES	492	65.0	54.0	750	59.5	48.0	52	291.7	300.0	1294	70.9	48.0
KIDNAPPING 1ST,2ND	50	159.5	108.0	13	173.5	144.0	2	300.0	300.0	65	166.7	144.0
SUBTOTAL	4713	112.9	72.0	3689	100.1	72.0	248	284.4	300.0	8650	112.3	72.0
OTHER COERCIVE												
MANSLAUGHTER 2ND	70	119.2	108.0	18	152.0	144.0	0	.	.	88	125.9	114.0
OTHER HOMICIDE	43	53.0	48.0	9	57.3	48.0	0	.	.	52	53.8	48.0
ROBBERY 3RD	202	49.0	36.0	526	49.5	48.0	3	300.0	300.0	731	50.4	48.0
ATT ASSAULT 2ND	22	40.4	36.0	94	42.6	36.0	1	300.0	300.0	117	44.4	36.0
OTHER SEX OFFENSES	96	66.2	54.0	63	53.6	48.0	0	.	.	159	61.2	48.0
OTHER COERCIVE	136	63.9	54.0	97	61.9	48.0	0	.	.	233	63.1	48.0
SUBTOTAL	569	64.1	48.0	807	52.9	48.0	4	300.0	300.0	1380	58.2	48.0
DRUG OFFENSES												
DRUG SALE	2354	84.8	36.0	5357	63.8	54.0	10	112.8	72.0	7721	70.2	48.0
DRUG POSSESSION	1425	121.3	54.0	2072	63.4	48.0	7	176.6	144.0	3504	87.1	48.0
SUBTOTAL	3779	98.5	48.0	7429	63.7	48.0	17	139.1	72.0	11225	75.5	48.0
PROPERTY AND OTHER												
BURGLARY 3RD	292	51.3	36.0	975	46.2	48.0	6	216.0	300.0	1273	48.1	48.0
GRAND LARCENY	212	53.0	36.0	641	41.7	36.0	4	234.0	300.0	857	45.4	36.0
FORGERY	73	52.5	48.0	163	49.0	48.0	1	48.0	48.0	237	50.1	48.0
STOLEN PROPERTY	141	47.8	36.0	504	42.2	36.0	3	132.0	48.0	648	43.8	36.0
DRIVE INTOXICATED	250	40.3	36.0	10	40.8	36.0	0	.	.	260	40.3	36.0
ALL OTHR FELONIES	99	48.3	36.0	106	42.7	36.0	0	.	.	205	45.4	36.0
SUBTOTAL	1067	48.4	36.0	2399	44.1	36.0	14	191.1	300.0	3480	46.0	36.0
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	417	41.7	36.0	0	.	.	0	.	.	417	41.7	36.0
SUBTOTAL	417	41.7	36.0	0	.	.	0	.	.	417	41.7	36.0
GRAND TOTAL	10545	95.8	54.0	14323	69.2	48.0	283	271.3	300.0	25151	82.6	54.0

Section 6

PRIOR ADULT CRIMINAL RECORD

Prior adult criminal record for 1992 new court commitments is presented in Table 6.1. Persons are coded according to their most serious penetration into the criminal justice system.[10] Among 1992 commitments 27% had served a prior prison term, and an addition 31% had served a prior term in a local jail. An additional 22% had a prior conviction which resulted in a sentence to probation or a fine or other non-incarcerative sentencing alternative. Approximately 9% have prior misdemeanor or felony arrests which did not result in a conviction and approximately 13% had no prior arrests (see also Figure 6.1).

Trends in Prior Adult Criminal Record

Prior criminal history for new court commitments received across the years 1989 to 1992 is shown in Table 6.2. There was an increase in 1992 in the percent committed to state prison who had no prior arrest (13%) when compared with earlier years. There was a continuous decline between 1989 and 1992 in the percent committed who had a prior arrest but no conviction (from 10% down to 9%). There was a steady decline over 1989-1992 in the percent committed who had a prior adult conviction but who did not receive a sentence to jail or state prison (28% down to 22%).

In the period under study, the percent of commitments with a conviction that resulted in a sentence to a local jail remained stable across the interval. Commitments in 1992 show a increase in the percent who had served a prior state or federal prison term (27%) when compared with 1989 (21%). In general, the last few years have shown a decline in the percent of commitments who had an adult conviction that did not result in a jail or prison sentence; and an off setting rise in the percent of cases with a prior prison term.

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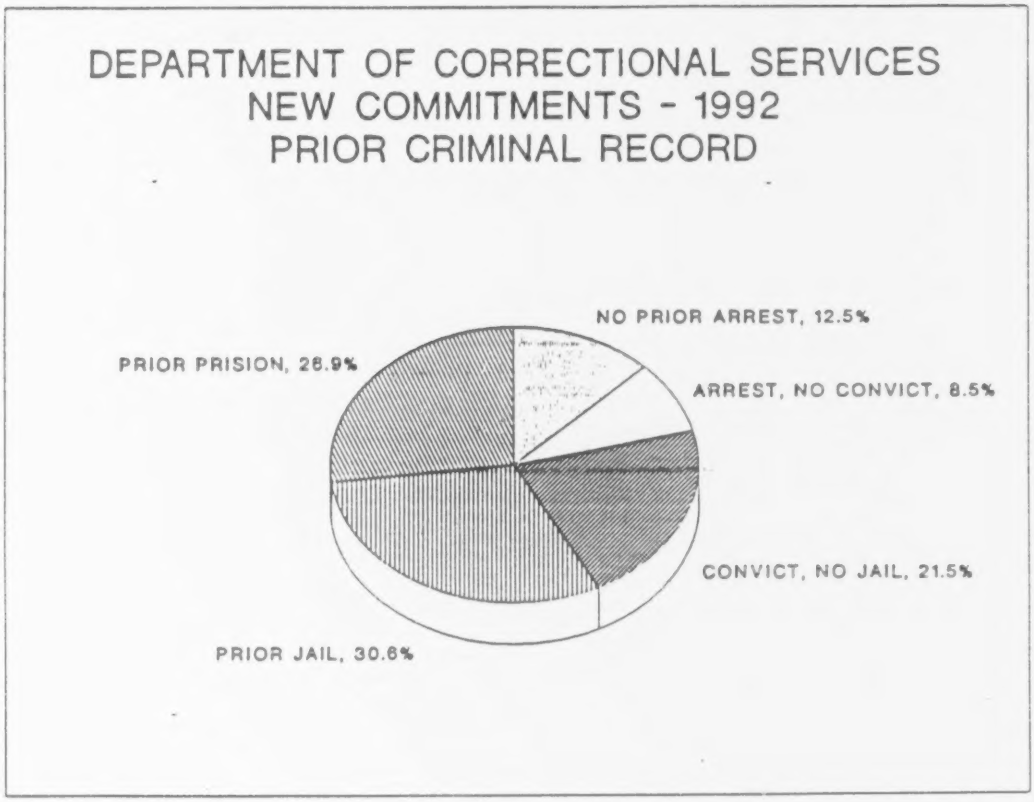
[10] The first category shows those who have no prior felony or misdemeanor arrests. The second category contains those persons who have prior arrests but no prior convictions (i.e. charges were dismissed or defendant was acquitted or rap sheet has no further information on disposition of the charges). The third category contains those who have prior convictions but did not receive a sentence to jail (i.e., they were sentenced to probation, fined, adjourned in contemplation of dismissal, ordered to pay restitution, or other sentencing alternative). The fourth category includes those who have prior convictions and who received a sentence that included a term in a local jail (including those who may have received a sentence of jail and then probation). The last category includes those persons who have served a prior state or federal prison term.

FIGURE 6.1



CRIME BY PRIOR ADULT CRIMINAL RECORD
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

	PRIOR ADULT CRIMINAL RECORD					
OFFENSE ON COMMITMENT	NO PRIOR ARREST	ARREST,NO CONVICTION	CONVICTION NO JAIL	PRIOR JAIL	PRIOR PRISON	TOTAL
VIOLENT FELONY	1,469	985	1,958	2,122	2,108	8,642
OTHER COERCIVE	181	113	334	348	403	1,379
DRUG OFFENSES	1,233	726	2,225	3,937	3,098	11,219
PROPERTY OFFENSES	120	175	821	1,214	1,146	3,476
YOUTHFUL OFFENDER	146	126	72	71	0	415
TOTAL	3,149	2,125	5,410	7,692	6,755	25,131
PERCENT	12.5%	8.5%	21.5%	30.6%	26.9%	100.0%

Note: There were 24 cases where data were missing on prior adult criminal record.

TABLE 6.1 CRIME BY PRIOR ADULT CRIMINAL RECORD; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	NO PRIOR ARREST		NO PRIOR CONVICTIONS		CONVICTION, NO JAIL		PRIOR JAIL TERM		PRIOR PRISON TERM		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
VIOLENT FELONY												
MURDER	98	27.5%	61	17.1%	77	21.6%	55	15.4%	66	18.5%	357	100.0%
ATTEMPT MURDER	83	34.2%	46	18.9%	48	19.8%	40	16.5%	26	10.7%	243	100.0%
MANSLAUGHTER 1ST	154	39.2%	62	15.8%	87	22.1%	53	13.5%	37	9.4%	393	100.0%
RAPE 1ST	69	29.1%	31	13.1%	59	24.9%	38	16.0%	40	16.9%	237	100.0%
ROBBERY 1ST	368	18.6%	259	13.1%	439	22.1%	490	24.7%	427	21.5%	1983	100.0%
ROBBERY 2ND	230	12.3%	197	10.5%	417	22.3%	532	28.4%	497	26.5%	1873	100.0%
ASSAULT 1ST	78	25.9%	38	12.6%	62	20.6%	73	24.3%	50	16.6%	301	100.0%
ASSAULT 2ND	42	12.5%	40	11.9%	86	25.5%	92	27.3%	77	22.8%	337	100.0%
BURGLARY 1ST	31	22.0%	19	13.5%	28	19.9%	26	18.4%	37	26.2%	141	100.0%
BURGLARY 2ND	50	4.7%	70	6.6%	236	22.3%	321	30.3%	383	36.1%	1060	100.0%
ARSON 1ST,2ND	6	15.8%	9	23.7%	13	34.2%	4	10.5%	6	15.8%	38	100.0%
SODOMY 1ST	55	41.0%	16	11.9%	28	20.9%	18	13.4%	17	12.7%	134	100.0%
SEXUAL ABUSE 1ST	41	21.9%	25	13.4%	52	27.8%	41	21.9%	28	15.0%	187	100.0%
WEAPONS OFFENSES	142	11.0%	99	7.7%	314	24.3%	327	25.3%	411	31.8%	1293	100.0%
KIDNAPPING 1ST,2ND	22	33.8%	13	20.0%	12	18.5%	12	18.5%	6	9.2%	65	100.0%
SUBTOTAL	1469	17.0%	985	11.4%	1958	22.7%	2122	24.6%	2108	24.4%	8642	100.0%
OTHER COERCIVE												
MANSLAUGHTER 2ND	29	33.0%	14	15.9%	24	27.3%	10	11.4%	11	12.5%	88	100.0%
OTHER HOMICIDE	22	42.3%	10	19.2%	11	21.2%	5	9.6%	4	7.7%	52	100.0%
ROBBERY 3RD	37	5.1%	36	4.9%	157	21.5%	223	30.5%	278	38.0%	731	100.0%
ATT ASSAULT 2ND	3	2.6%	0	.0%	32	27.4%	40	34.2%	42	35.9%	117	100.0%
OTHER SEX OFFENSES	38	23.9%	24	15.1%	41	25.8%	23	14.5%	33	20.8%	159	100.0%
OTHER COERCIVE	52	22.4%	29	12.5%	69	29.7%	47	20.3%	35	15.1%	232	100.0%
SUBTOTAL	181	13.1%	113	8.2%	334	24.2%	348	25.2%	403	29.2%	1379	100.0%
DRUG OFFENSES												
DRUG SALE	679	8.8%	476	6.2%	1498	19.4%	2868	37.2%	2195	28.4%	7716	100.0%
DRUG POSSESSION	554	15.8%	250	7.1%	727	20.8%	1069	30.5%	903	25.8%	3503	100.0%
SUBTOTAL	1233	11.0%	726	6.5%	2225	19.8%	3937	35.1%	3098	27.6%	11219	100.0%
PROPERTY AND OTHER												
BURGLARY 3RD	21	1.7%	61	4.8%	257	20.2%	458	36.0%	475	37.3%	1272	100.0%
GRAND LARCENY	60	7.0%	37	4.3%	187	21.8%	279	32.6%	293	34.2%	856	100.0%
FORGERY	8	3.4%	14	5.9%	61	25.7%	79	33.3%	75	31.6%	237	100.0%
STOLEN PROPERTY	12	1.9%	29	4.5%	149	23.0%	227	35.1%	230	35.5%	647	100.0%
DRIVE INTOXICATED	3	1.2%	17	6.5%	103	39.6%	104	40.0%	33	12.7%	260	100.0%
ALL OTHR FELONIES	16	7.8%	17	8.3%	64	31.4%	67	32.8%	40	19.6%	204	100.0%
SUBTOTAL	120	3.5%	175	5.0%	821	23.6%	1214	34.9%	1146	33.0%	3476	100.0%
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	146	35.2%	126	30.4%	72	17.3%	71	17.1%	0	.0%	415	100.0%
SUBTOTAL	146	35.2%	126	30.4%	72	17.3%	71	17.1%	0	.0%	415	100.0%
GRAND TOTAL	3149	12.5%	2125	8.5%	5410	21.5%	7692	30.6%	6755	26.9%	25131	100.0%

TABLE 6.2
PRIOR ADULT CRIMINAL RECORD BY YEAR
1989-1992 NEW COURT COMMITMENTS

PRIOR CRIMINAL RECORD	1989	1990	1991	1992
NO PRIOR ARREST	2262 10.6%	2342 10.2%	2913 12.1%	3149 12.5%
NO PRIOR CONVICTION	2193 10.3%	2241 9.7%	2262 9.4%	2125 8.5%
CONVICTN NO JAIL	5915 27.6%	5946 25.8%	5377 22.3%	5410 21.5%
PRIOR JAIL TERM	6517 30.5%	7476 32.4%	7480 31.1%	7692 30.6%
PRIOR PRISON TERM	4507 21.1%	5034 21.8%	6058 25.1%	6755 26.9%
TOTAL	21394 100.0%	23039 100.0%	24090 100.0%	25131 100.0%

Section 7

DRUG COMMITMENTS

Given the dramatic effect on the number and background characteristics of commitments to state prison as a result of recent drug enforcement efforts this section contains several tables which focus only on drug offenders committed to state prison.[11]

The number of drug offenders committed to state prison increased substantially between 1989 (N=9,742) and 1992 (N=11,225) (see Table 7.1). This growth was heaviest in the lower felony class categories. The number of class A-I drug offenders committed to state prison dropped from 105 individuals in 1989 to 84 cases in 1992. The A-II drug offenders declined from 770 to 675 in the same four years. The number of class B drug felony offenders declined between 1989 (N=2,722) and 1992 (N=2,252) and the percent of all drug commitments that were in class B declined from 28% in 1989 to 20% in 1992. Increases both numerically and as a percent of all drug commitments occurred in the class C, D, and E categories. Class C drug offenders increased from 2,095 in 1989 to 2,729 in 1992. Class D drug offenders increased from 2,937 in 1989 to 3,830 in 1992. Class E drug offenders increased from 1,113 in 1989 to 1,655 in 1992.

Among drug commitments there has been a considerable shift in the percent that were sentenced as second felony offenders. In 1989 approximately 54% (N=5,305) were sentenced as second felons but by 1992, 66% (N=7,446) of drug offenders were sentenced as second felons (see Table 7.2).

In general, over the years 1989-1992, drug commitments have increased among second felony offenders convicted of class C and D drug offenses. For example, second felony offenders committed for a class C drug crime were 10% of drug commitments in 1989 but they were 14% of 1992 drug commitments. Class D second felony offenders increased from 27% in 1989 to 31% in 1992.

In 1992, 92% of the class D and 96% of E drug commitments were sentenced as second felony offenders, compared with 56% of class C drug commitments and 33% of class B drug commitments.

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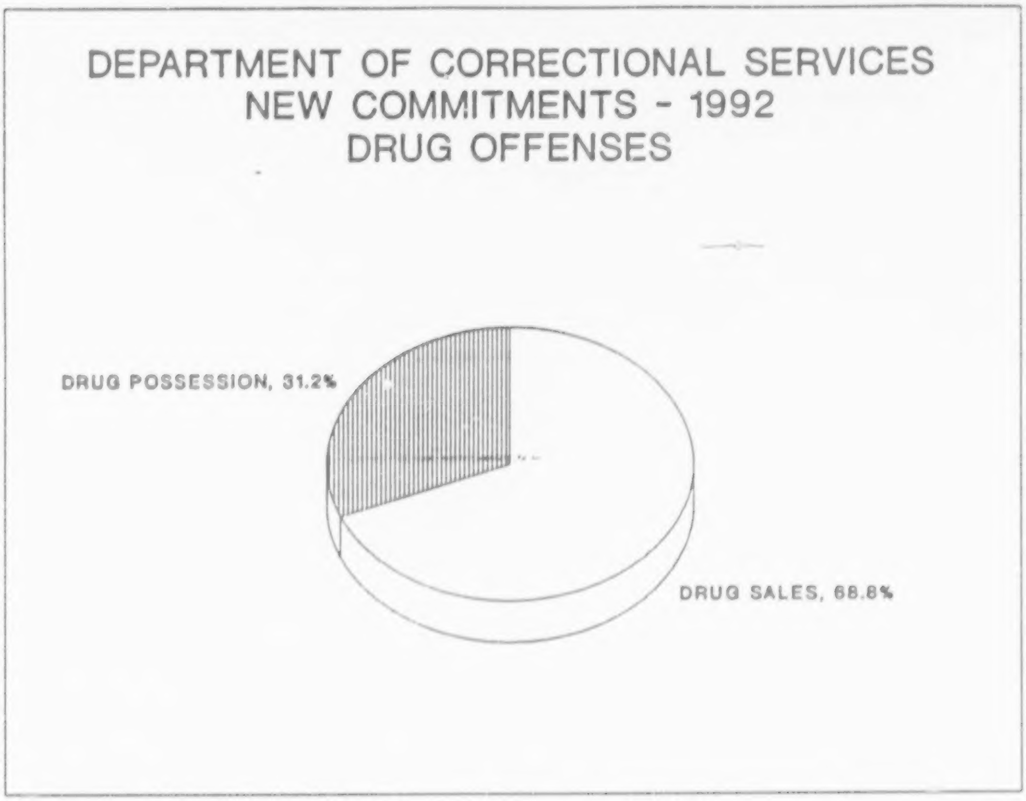
[11] See also "Drug Offenders Committed to State Prison" (1991), Division of Program Planning, Research and Evaluation, N.Y.S. Department of Correctional Services, NY 12226.

FIGURE 7.1



FELONY CLASS BY DRUG SALE OR POSSESSION
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

FELONY CLASS	DRUG SALE	DRUG POSSESSION	TOTAL
CLASS A-I	32	52	84
CLASS A-II	303	372	675
CLASS B	1,570	682	2,252
CLASS C	2,155	574	2,729
CLASS D	2676	1154	3,830
CLASS E	985	670	1,655
TOTAL	7,721	3,504	11,225
PERCENT	68.8%	31.2%	100.0%

TABLE 7.1
DRUG CRIMES BY FELONY CLASS CATEGORY AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY OF DRUG OFFENSE	1989		1990		1991		1992	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
A-I FELONY	105	1.1%	95	.9%	82	.8%	84	.7%
A-II FELONY	770	7.9%	745	6.9%	771	7.2%	675	6.0%
CLASS B FELONY	2722	27.9%	2666	24.7%	2502	23.2%	2252	20.1%
CLASS C FELONY	2095	21.5%	2460	22.8%	2459	22.8%	2729	24.3%
CLASS D FELONY	2937	30.1%	3649	33.8%	3697	34.3%	3830	34.1%
CLASS E FELONY	1113	11.4%	1169	10.8%	1267	11.8%	1655	14.7%
TOTAL	9742	100.0%	10784	100.0%	10778	100.0%	11225	100.0%

TABLE 7.2
DRUG CRIMES BY FELONY CLASS CATEGORY,
FIRST OR SECOND FELONY OFFENDER STATUS AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1989		1990		1991		1992	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
FIRST FELONY OFFENDER								
A-I FELONY	105	1.1%	95	.9%	82	.8%	84	.7%
A-II FELONY	712	7.3%	673	6.2%	706	6.6%	616	5.5%
CLASS B FELONY	2165	22.2%	2086	19.3%	1831	17.0%	1517	13.5%
CLASS C FELONY	1128	11.6%	1234	11.4%	1061	9.8%	1191	10.6%
CLASS D FELONY	273	2.8%	330	3.1%	303	2.8%	306	2.7%
CLASS E FELONY	54	.6%	57	.5%	44	.4%	65	.6%
TOTAL	4437	45.5%	4475	41.5%	4027	37.4%	3779	33.7%
SECOND FELONY OFFENDER								
A-II FELONY	58	.6%	72	.7%	65	.6%	59	.5%
CLASS B FELONY	557	5.7%	580	5.4%	671	6.2%	735	6.5%
CLASS C FELONY	967	9.9%	1226	11.4%	1398	13.0%	1538	13.7%
CLASS D FELONY	2664	27.3%	3319	30.8%	3394	31.5%	3524	31.4%
CLASS E FELONY	1059	10.9%	1112	10.3%	1223	11.3%	1590	14.2%
TOTAL	5305	54.5%	6309	58.5%	6751	62.6%	7446	66.3%
GRAND TOTAL	9742	100.0%	10784	100.0%	10778	100.0%	11225	100.0%

Trends in Drug Commitments by Possession or Sale

Of those committed to state prison for a drug offense the large majority are commitments for drug sale (e.g., 69% in 1992) as opposed to drug possession (31% in 1992, see Table 7.4 and Figure 7.1). However, as a percent of total drug commitments to state prison, those convicted of drug possession have shown a small increase over the four-year period 1989 to 1992. People committed for possession of controlled substances were 27% of total drug commitments in 1989 (N=2,643) but they were 31% of drug commitments in 1992 (N=3,504). This shift is due to more commitments for lower level class D and E drug possession offenses.

Trends in Drug Commitments by Region

The increase in the number of drug commitments to state prison is a phenomenon that occurred in each region of the state (see Table 7.5, counties that fall into each specific region are listed in Table 11.1 below). Further, each region of the state shows a higher concentration of second felons among drug offenders committed over the period 1989 through 1992. For example, in Suburban New York 54% of drug offenders committed in 1989 were sentenced as a second felony offender compared with 59% in 1991 and 61% in 1992.

The most substantial percent increase over the period 1989 to 1992, about 4-5 percent, occurred among second felony offenders committed for class C through E offenses from New York City (see Table 7.5). For example, second felons convicted of a class C drug felony were 9% of drug crime commitments from New York City in 1989 but they were 13% of such commitments in 1992. Furthermore, New York City second felony drug felony commitments for class E offenses rose from 13% in 1989 to 17% in 1992. Increases generally occurred in Suburban New York in B and C second felony commitments, more than offsetting a drop between 1989 and 1992 in class D second felony commitments from 23% to 19%.

Table 7.6 shows felony crime class and second felony offender status for drug commitments over the period 1989 to 1992. In this table the five New York City counties are shown separately.

TABLE 7.3
SECOND FELONY OFFENDER STATUS BY FELONY CLASS CATEGORY
AND YEAR RECEIVED AMONG DRUG CRIME COMMITMENTS
1989-1992 NEW COURT COMMITMENTS

SECOND FELONY OFFENDER STATUS	A-I FELONY		A-II FELONY		CLASS B FELONY		CLASS C FELONY		CLASS D FELONY		CLASS E FELONY	
	NUMBER	Count Percent	NUMBER	Count Percent	NUMBER	Count Percent	NUMBER	Count Percent	NUMBER	Count Percent	NUMBER	Count Percent
1989												
FIRST FELONY OFFENDER	105	100.0%	712	92.5%	2165	79.5%	1128	53.8%	273	9.3%	54	4.9%
SECOND FELONY OFFENDER	0	.0%	58	7.5%	557	20.5%	967	46.2%	2664	90.7%	1059	95.1%
TOTAL	105	100.0%	770	100.0%	2722	100.0%	2095	100.0%	2937	100.0%	1113	100.0%
1990												
FIRST FELONY OFFENDER	95	100.0%	673	90.3%	2086	78.2%	1234	50.2%	330	9.0%	57	4.9%
SECOND FELONY OFFENDER	0	.0%	72	9.7%	580	21.8%	1226	49.8%	3319	91.0%	1112	95.1%
TOTAL	95	100.0%	745	100.0%	2666	100.0%	2460	100.0%	3649	100.0%	1169	100.0%
1991												
FIRST FELONY OFFENDER	82	100.0%	706	91.6%	1831	73.2%	1061	43.1%	303	8.2%	44	3.5%
SECOND FELONY OFFENDER	0	.0%	65	8.4%	671	26.8%	1398	56.9%	3394	91.8%	1223	96.5%
TOTAL	82	100.0%	771	100.0%	2502	100.0%	2459	100.0%	3697	100.0%	1267	100.0%
1992												
FIRST FELONY OFFENDER	84	100.0%	616	91.3%	1517	67.4%	1191	43.6%	306	8.0%	65	3.9%
SECOND FELONY OFFENDER	0	.0%	59	8.7%	735	32.6%	1538	56.4%	3524	92.0%	1590	96.1%
TOTAL	84	100.0%	675	100.0%	2252	100.0%	2729	100.0%	3830	100.0%	1655	100.0%
GRAND TOTAL	366	100.0%	2961	100.0%	10142	100.0%	9743	100.0%	14113	100.0%	5204	100.0%

TABLE 7.4
TYPE OF DRUG CRIME AND FELONY CLASS CATEGORY BY YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1989		1990		1991		1992	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
SALE								
A-I FELONY	50	.5%	38	.4%	39	.4%	32	.3%
A-II FELONY	404	4.1%	335	3.1%	300	2.8%	303	2.7%
CLASS B FELONY	2092	21.5%	1961	18.2%	1865	17.3%	1570	14.0%
CLASS C FELONY	1675	17.2%	1960	18.2%	1981	18.4%	2155	19.2%
CLASS D FELONY	2215	22.7%	2632	24.4%	2690	25.0%	2676	23.8%
CLASS E FELONY	663	6.8%	671	6.2%	750	7.0%	985	8.8%
TOTAL	7099	72.9%	7597	70.4%	7625	70.7%	7721	68.8%
POSSESSION								
A-I FELONY	55	.6%	57	.5%	43	.4%	52	.5%
A-II FELONY	366	3.8%	410	3.8%	471	4.4%	372	3.3%
CLASS B FELONY	630	6.5%	705	6.5%	637	5.9%	682	6.1%
CLASS C FELONY	420	4.3%	500	4.6%	478	4.4%	574	5.1%
CLASS D FELONY	722	7.4%	1017	9.4%	1007	9.3%	1154	10.3%
CLASS E FELONY	450	4.6%	498	4.6%	517	4.8%	670	6.0%
TOTAL	2643	27.1%	3187	29.6%	3153	29.3%	3504	31.2%
GRAND TOTAL	9742	100.0%	10784	100.0%	10778	100.0%	11225	100.0%

TABLE 7.5 DRUG CRIMES BY FELONY CLASS CATEGORY, 1ST OR 2ND FELONY OFFENDER STATUS, REGION OF THE STATE AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1989				1990				1991				1992			
	NEW YORK CITY	SUBURBAN NEWYORK	UPSTATE URBAN	UPSTATE RURAL	NEW YORK CITY	SUBURBAN NEWYORK	UPSTATE URBAN	UPSTATE RURAL	NEW YORK CITY	SUBURBAN NEWYORK	UPSTATE URBAN	UPSTATE RURAL	NEW YORK CITY	SUBURBAN NEWYORK	UPSTATE URBAN	UPSTATE RURAL
FIRST FELONY																
A-I FELONY	57 .8%	5 .5%	24 4.2%	19 3.6%	58 .7%	7 .5%	23 3.4%	6 1.0%	49 .6%	8 .6%	21 3.1%	4 .7%	46 .5%	6 .4%	28 3.8%	4 .7%
A-II FELONY	422 5.6%	113 10.7%	103 17.9%	74 13.9%	378 4.7%	100 6.5%	120 17.7%	75 13.0%	426 5.2%	117 9.0%	119 17.4%	41 7.0%	357 4.2%	124 9.2%	101 13.8%	34 6.0%
CLASS B FELONY	1689 22.3%	151 14.3%	139 24.1%	186 35.0%	1426 17.8%	228 14.9%	234 34.6%	196 34.1%	1227 14.9%	186 14.4%	187 27.4%	231 39.7%	965 11.3%	146 10.9%	195 26.7%	211 37.0%
CLASS C FELONY	773 10.2%	172 16.3%	119 20.7%	64 12.0%	850 10.6%	229 14.9%	89 13.1%	66 11.5%	751 9.1%	154 11.9%	106 15.5%	50 8.6%	850 9.9%	185 13.8%	104 14.2%	51 8.9%
CLASS D FELONY	141 1.9%	36 3.4%	52 9.0%	44 8.3%	162 2.0%	66 4.3%	37 5.5%	65 11.3%	137 1.7%	65 5.0%	43 6.3%	58 10.0%	144 1.7%	52 3.9%	47 6.4%	62 10.9%
CLASS E FELONY	33 .4%	5 .5%	2 .3%	14 2.6%	30 .4%	13 .8%	1 .1%	13 2.3%	29 .4%	5 .4%	3 .4%	7 1.2%	36 .4%	11 .8%	7 1.0%	11 1.9%
TOTAL	3115 41.1%	482 45.8%	439 76.2%	401 75.4%	2904 36.3%	643 41.9%	504 74.4%	421 73.2%	2619 31.9%	535 41.3%	479 70.2%	391 67.2%	2398 28.0%	524 39.0%	482 66.0%	373 65.3%
SECOND FELONY																
A-II FELONY	33 .4%	10 .9%	8 1.4%	7 1.3%	47 .6%	11 .7%	8 1.2%	6 1.0%	40 .5%	11 .8%	8 1.2%	6 1.0%	34 .4%	16 1.2%	7 1.0%	2 .4%
CLASS B FELONY	440 5.8%	65 6.2%	29 5.0%	23 4.3%	406 5.1%	99 6.4%	40 5.9%	35 6.1%	451 5.5%	128 9.9%	37 5.4%	54 9.3%	452 5.3%	170 12.6%	51 7.0%	60 10.5%
CLASS C FELONY	690 9.1%	213 20.2%	35 6.1%	29 5.5%	789 9.9%	366 23.8%	35 5.2%	36 6.3%	937 11.4%	366 28.2%	56 8.2%	37 6.4%	1095 12.8%	335 24.9%	62 8.5%	45 7.9%
CLASS D FELONY	2335 30.8%	237 22.5%	46 8.0%	46 8.6%	2825 35.3%	363 23.6%	70 10.3%	61 10.6%	3028 36.9%	213 16.4%	73 10.7%	77 13.2%	3104 36.2%	252 18.7%	100 13.7%	65 11.4%
CLASS E FELONY	968 12.8%	46 4.4%	19 3.3%	26 4.9%	1023 12.8%	53 3.5%	20 3.0%	16 2.8%	1133 13.8%	43 3.3%	29 4.3%	17 2.9%	1486 17.3%	48 3.6%	28 3.8%	26 4.6%
TOTAL	4466 58.9%	571 54.2%	137 23.8%	131 24.6%	5090 63.7%	892 58.1%	173 25.6%	154 26.8%	5589 68.1%	761 58.7%	203 29.8%	191 32.8%	6171 72.0%	821 61.0%	248 34.0%	198 34.7%
GRAND TOTAL	7581 100.0%	1053 100.0%	576 100.0%	532 100.0%	7994 100.0%	1535 100.0%	677 100.0%	575 100.0%	8208 100.0%	1296 100.0%	682 100.0%	582 100.0%	8569 100.0%	1345 100.0%	730 100.0%	571 100.0%

TABLE 7.6 DRUG CRIMES BY FELONY CLASS CATEGORY, 1ST OR 2ND FELONY STATUS, REGION OF THE STATE AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1989								1990				1990			
	KINGS	NEW YORK	QUEENS	RICHMOND	BRONX	SUBURBAN NEW YORK	UPSTATE URBAN	UPSTATE RURAL	KINGS	NEW YORK	QUEENS	RICHMOND	BRONX	SUBURBAN NEW YORK	UPSTATE URBAN	UPSTATE RURAL
FIRST FELONY																
A-I FELONY	25 1.0%	21 1.1%	6 .4%	0 .0%	5 .3%	5 .5%	24 4.2%	19 3.6%	23 .9%	20 1.1%	11 .7%	0 .0%	4 .2%	7 .5%	23 3.4%	6 1.0%
A-II FELONY	266 10.7%	49 2.5%	53 3.7%	0 .0%	54 3.4%	113 10.7%	103 17.9%	74 13.9%	205 7.9%	65 3.5%	76 5.0%	10 7.8%	22 1.2%	100 6.5%	120 17.7%	75 13.0%
CLASS B FELONY	198 7.9%	777 39.9%	443 30.8%	16 13.4%	255 16.1%	151 14.3%	139 24.1%	186 35.0%	247 9.5%	423 22.5%	387 25.6%	24 18.8%	345 18.3%	228 14.9%	234 34.6%	196 34.1%
CLASS C FELONY	117 4.7%	143 7.3%	189 13.1%	71 59.7%	253 16.0%	172 16.3%	119 20.7%	64 12.0%	116 4.5%	195 10.4%	192 12.7%	64 50.0%	283 15.0%	229 14.9%	89 13.1%	66 11.5%
CLASS D FELONY	44 1.8%	34 1.7%	49 3.4%	4 3.4%	10 .6%	36 3.4%	52 9.0%	44 8.3%	48 1.8%	41 2.2%	52 3.4%	2 1.6%	19 1.0%	66 4.3%	37 5.5%	65 11.3%
CLASS E FELONY	4 .2%	4 .2%	14 1.0%	1 .8%	10 .6%	5 .5%	2 .3%	14 2.6%	8 .3%	4 .2%	11 .7%	0 .0%	7 .4%	13 .8%	1 .1%	13 2.3%
TOTAL	654 26.2%	1028 52.8%	754 52.4%	92 77.3%	587 37.1%	482 45.8%	439 76.2%	401 75.4%	647 24.9%	748 39.8%	729 48.3%	100 78.1%	680 36.1%	643 41.9%	504 74.4%	421 73.2%
SECOND FELONY																
A-II FELONY	21 .8%	6 .3%	3 .2%	0 .0%	3 .2%	10 .9%	8 1.4%	7 1.3%	19 .7%	14 .7%	6 .4%	0 .0%	8 .4%	11 .7%	8 1.2%	6 1.0%
CLASS B FELONY	127 5.1%	128 6.6%	87 6.0%	9 7.6%	89 5.6%	65 6.2%	29 5.0%	23 4.3%	151 5.8%	106 5.6%	63 4.2%	6 4.7%	80 4.3%	99 6.4%	40 5.9%	35 6.1%
CLASS C FELONY	154 6.2%	227 11.7%	64 4.4%	14 11.8%	231 14.6%	213 20.2%	35 6.1%	29 5.5%	279 10.7%	137 7.3%	95 6.3%	16 12.5%	262 13.9%	366 23.8%	35 5.2%	36 6.3%
CLASS D FELONY	1074 43.0%	398 20.5%	322 22.4%	4 3.4%	537 34.0%	237 22.5%	46 8.0%	46 8.6%	1170 45.1%	586 31.2%	354 23.5%	6 4.7%	709 37.7%	363 23.6%	70 10.3%	61 10.6%
CLASS E FELONY	466 18.7%	159 8.2%	209 14.5%	0 .0%	134 8.5%	46 4.4%	19 3.3%	26 4.9%	331 12.7%	287 15.3%	262 17.4%	0 .0%	143 7.6%	53 3.5%	20 3.0%	16 2.8%
TOTAL	1842 73.8%	918 47.2%	685 47.6%	27 22.7%	994 62.9%	571 54.2%	137 23.8%	131 24.6%	1950 75.1%	1130 60.2%	780 51.7%	28 21.9%	1202 63.9%	892 58.1%	173 25.6%	154 26.8%
GRAND TOTAL	2496 100.0%	1946 100.0%	1439 100.0%	119 100.0%	1581 100.0%	1053 100.0%	576 100.0%	532 100.0%	2597 100.0%	1878 100.0%	1509 100.0%	128 100.0%	1882 100.0%	1535 100.0%	677 100.0%	575 100.0%

(continued)

TABLE 7.6 DRUG CRIMES BY FELONY CLASS CATEGORY, 1ST OR 2ND FELONY STATUS, REGION OF THE STATE AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1991								1992							
	KINGS	NEW YORK	QUEENS	RICHMOND	BRONX	SUBURBAN NEW YORK	UPSTATE URBAN	UPSTATE RURAL	KINGS	NEW YORK	QUEENS	RICHMOND	BRONX	SUBURBAN NEW YORK	UPSTATE URBAN	UPSTATE RURAL
FIRST FELONY																
A-I FELONY	18 .6%	12 .7%	16 .9%	0 .0%	3 .2%	8 .6%	21 3.1%	4 .7%	18 .5%	14 .8%	7 .5%	2 2.1%	5 .3%	6 .4%	28 3.8%	4 .7%
A-II FELONY	185 6.2%	36 2.2%	162 9.2%	9 7.8%	34 2.0%	117 9.0%	119 17.4%	41 7.0%	207 6.1%	52 2.9%	75 4.9%	4 4.2%	19 1.1%	124 9.2%	101 13.8%	34 6.0%
CLASS B FELONY	325 11.0%	249 15.2%	318 18.1%	24 20.9%	311 17.8%	186 14.4%	187 27.4%	231 39.7%	321 9.5%	209 11.9%	184 12.0%	16 16.7%	235 13.2%	146 10.9%	195 26.7%	211 37.0%
CLASS C FELONY	113 3.8%	209 12.8%	164 9.3%	42 36.5%	223 12.8%	154 11.9%	106 15.5%	50 8.6%	133 3.9%	248 14.1%	186 12.1%	38 39.6%	245 13.7%	185 13.8%	104 14.2%	51 8.9%
CLASS D FELONY	34 1.1%	29 1.8%	55 3.1%	1 .9%	18 1.0%	65 5.0%	43 6.3%	58 10.0%	39 1.2%	42 2.4%	41 2.7%	3 3.1%	19 1.1%	52 3.9%	47 6.4%	62 10.9%
CLASS E FELONY	2 .1%	4 .2%	21 1.2%	0 .0%	2 .1%	5 .4%	3 .4%	7 1.2%	3 .1%	6 .3%	21 1.4%	0 .0%	6 .3%	11 .8%	7 1.0%	11 1.9%
TOTAL	677 22.9%	539 33.0%	736 41.9%	76 66.1%	591 33.9%	535 41.3%	479 70.2%	391 67.2%	721 21.3%	571 32.4%	514 33.5%	63 65.6%	529 29.6%	524 39.0%	482 66.0%	373 65.3%
SECOND FELONY																
A-II FELONY	26 .9%	7 .4%	5 .3%	2 1.7%	0 .0%	11 .8%	8 1.2%	6 1.0%	25 .7%	5 .3%	2 .1%	0 .0%	2 .1%	16 1.2%	7 1.0%	2 .4%
CLASS B FELONY	193 6.5%	91 5.6%	72 4.1%	10 8.7%	85 4.9%	128 9.9%	37 5.4%	54 9.3%	240 7.1%	90 5.1%	55 3.6%	4 4.2%	63 3.5%	170 12.6%	51 7.0%	60 10.5%
CLASS C FELONY	429 14.5%	118 7.2%	107 6.1%	22 19.1%	261 15.0%	366 28.2%	56 8.2%	37 6.4%	547 16.1%	174 9.9%	88 5.7%	22 22.9%	264 14.8%	335 24.9%	62 8.5%	45 7.9%
CLASS D FELONY	1271 42.9%	574 35.2%	479 27.3%	4 3.5%	700 40.2%	213 16.4%	73 10.7%	77 13.2%	1336 39.4%	597 33.9%	396 25.8%	6 6.3%	769 43.0%	252 18.7%	100 13.7%	65 11.4%
CLASS E FELONY	366 12.4%	304 18.6%	356 20.3%	1 .9%	106 6.1%	43 3.3%	29 4.3%	17 2.9%	518 15.3%	326 18.5%	481 31.3%	1 1.0%	160 9.0%	48 3.6%	28 3.8%	26 4.6%
TOTAL	2285 77.1%	1094 67.0%	1019 58.1%	39 33.9%	1152 66.1%	761 58.7%	203 29.8%	191 32.8%	2666 78.7%	1192 67.6%	1022 66.5%	33 34.4%	1258 70.4%	821 61.0%	248 34.0%	198 34.7%
GRAND TOTAL	2962 100.0%	1633 100.0%	1755 100.0%	115 100.0%	1743 100.0%	1296 100.0%	682 100.0%	582 100.0%	3387 100.0%	1763 100.0%	1536 100.0%	96 100.0%	1787 100.0%	1345 100.0%	730 100.0%	571 100.0%

Trends in Drug Commitments by Gender

An increase in the percent of drug offenders who are second felony offenders is evident among both male drug commitments (i.e., 55% second felons in 1989 rising to 67% in 1992) and female drug commitments (48% sentenced as second felons in 1989 and 61% in 1992) (see Table 7.7).

By increasing the number of persons with a drug felony conviction, the recent enhancements to drug law enforcement also increase the pool of persons who are at risk for sentencing as a second felony offender should a second conviction result.[12] New York State law mandates a state prison sentence for a second felony conviction (Penal Law Section 70.06, 70.02). In terms of increasing drug commitments to state prison, recent drug enforcement efforts appear to have had a more pronounced effect on women than men. While the number of males committed to state prison for a drug offense increased by 14% between 1989 (N=8,672) and 1992 (N=9,866), the number of females committed for a drug offense rose 27% between 1989 (N=1,070) and 1992 (N=1,359).

Trends in Drug Commitments by Ethnic Status

There are important differences in commitments to prison for drug offenses according to ethnic status. Among whites committed to prison in 1992, 17% were convicted of a drug offense, among blacks 44% were committed for a drug offense, and among Hispanics 56% were committed for a drug offense (see Table 9.3 below). Table 7.8 shows that among whites, the proportion of drug offenders who were sentenced as a second felon increased from 1989 (34% second felony) to 1992 (43%). Among blacks committed for a drug offense in 1989 56% were sentenced as a second felon but in 1992 69% were sentenced as a second felon. Among Hispanics committed for drug offenses in 1989, 57% were second felons and this increased to 66% in 1992. For all three ethnic group categories there was a greater concentration of drug commitments who were second felony offenders convicted of class C and class D offenses in 1992 than in 1989 (see Sections 3 and 4 of this study for analysis of crime class and second felony offender status of all commitments including non-drug offenders).

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[12] See "Arrest Rates and Post-Arrest Processing of Persons with Prior Felony Convictions" (May 1989), New York State Division of Criminal Justice Services, Executive Park Tower, Stuyvesant Plaza, Albany, NY 12203. This is the latest report available as of April 1993.

TABLE 7.7
DRUG CRIMES BY FELONY CLASS CATEGORY, 1ST OR 2ND FELONLY OFFENDER STATUS, SEX, AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1989				1990				1991				1992			
	MALE		FEMALE		MALE		FEMALE		MALE		FEMALE		MALE		FEMALE	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
FIRST FELONY																
A-I FELONY	98	1.1%	7	.7%	87	.9%	8	.7%	74	.8%	8	.5%	81	.8%	3	.2%
A-II FELONY	640	7.4%	72	6.7%	610	6.4%	63	5.1%	583	6.4%	123	7.5%	562	5.7%	54	4.0%
CLASS B FELONY	1900	21.9%	265	24.8%	1827	19.1%	259	21.2%	1520	16.7%	303	18.5%	1307	13.2%	210	15.5%
CLASS C FELONY	952	11.0%	176	16.4%	1034	10.8%	200	16.3%	827	9.1%	234	14.3%	978	9.9%	213	15.7%
CLASS D FELONY	244	2.8%	29	2.7%	291	3.0%	39	3.2%	258	2.8%	45	2.7%	266	2.7%	40	2.9%
CLASS E FELONY	48	.6%	6	.6%	47	.5%	10	.8%	38	.4%	6	.4%	57	.6%	8	.6%
TOTAL	3882	44.8%	555	51.9%	3896	40.8%	579	47.3%	3308	36.2%	719	43.8%	3251	33.0%	528	38.9%
SECOND FELONY																
A-II FELONY	56	.6%	2	.2%	70	.7%	2	.2%	63	.7%	2	.1%	56	.6%	3	.2%
CLASS B FELONY	531	6.1%	26	2.4%	548	5.7%	32	2.6%	628	6.9%	43	2.6%	698	7.1%	37	2.7%
CLASS C FELONY	904	10.4%	63	5.9%	1136	11.9%	90	7.4%	1239	13.6%	159	9.7%	1394	14.1%	144	10.6%
CLASS D FELONY	2374	27.4%	290	27.1%	2956	30.9%	363	29.7%	2873	31.4%	521	31.8%	3100	31.4%	424	31.2%
CLASS E FELONY	925	10.7%	134	12.5%	954	10.0%	158	12.9%	1027	11.2%	196	12.0%	1367	13.9%	223	16.4%
TOTAL	4790	55.2%	515	48.1%	5664	59.2%	645	52.7%	5830	63.8%	921	56.2%	6615	67.0%	831	61.1%
GRAND TOTAL	8672	100.0%	1070	100.0%	9560	100.0%	1224	100.0%	9138	100.0%	1640	100.0%	9866	100.0%	1359	100.0%

TABLE 7.8
DRUG CRIMES BY FELONY CLASS CATEGORY, 1ST OR 2ND FELONY OFFENDER STATUS,
ETHNIC STATUS AND YEAR RECEIVED; 1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1989						1990					
	WHITE		BLACK		HISPANIC		WHITE		BLACK		HISPANIC	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
FIRST FELONY OFFENDER												
A-I FELONY	25	3.3%	31	.7%	49	1.1%	8	1.1%	27	.5%	59	1.2%
A-II FELONY	126	16.6%	133	3.0%	452	9.9%	137	19.5%	146	2.8%	384	8.1%
CLASS B FELONY	204	26.9%	1034	23.4%	922	20.3%	216	30.7%	1008	19.0%	852	18.0%
CLASS C FELONY	98	12.9%	587	13.3%	442	9.7%	87	12.4%	675	12.7%	470	9.9%
CLASS D FELONY	41	5.4%	149	3.4%	82	1.8%	38	5.4%	217	4.1%	70	1.5%
CLASS E FELONY	7	.9%	34	.8%	12	.3%	10	1.4%	33	.6%	14	.3%
TOTAL	501	66.2%	1968	44.5%	1959	43.1%	496	70.6%	2106	39.7%	1849	39.0%
SECOND FELONY OFFENDER												
A-II FELONY	9	1.2%	12	.3%	37	.8%	12	1.7%	27	.5%	33	.7%
CLASS B FELONY	40	5.3%	294	6.6%	222	4.9%	26	3.7%	322	6.1%	228	4.8%
CLASS C FELONY	38	5.0%	484	10.9%	443	9.7%	34	4.8%	678	12.8%	510	10.8%
CLASS D FELONY	119	15.7%	1147	25.9%	1397	30.7%	103	14.7%	1540	29.1%	1667	35.2%
CLASS E FELONY	50	6.6%	518	11.7%	489	10.8%	32	4.6%	627	11.8%	448	9.5%
TOTAL	256	33.8%	2455	55.5%	2588	56.9%	207	29.4%	3194	60.3%	2886	61.0%
GRAND TOTAL	757	100.0%	4423	100.0%	4547	100.0%	703	100.0%	5300	100.0%	4735	100.0%

(continued)

TABLE 7.8
DRUG CRIMES BY FELONY CLASS CATEGORY, 1ST OR 2ND FELONY OFFENDER STATUS,
ETHNIC STATUS AND YEAR RECEIVED; 1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1991						1992					
	WHITE		BLACK		HISPANIC		WHITE		BLACK		HISPANIC	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
FIRST FELONY OFFENDER												
A-I FELONY	13	1.9%	18	.3%	51	1.1%	5	.8%	35	.6%	44	.9%
A-II FELONY	119	17.4%	132	2.5%	455	9.4%	84	13.0%	124	2.2%	407	8.2%
CLASS B FELONY	182	26.6%	810	15.5%	837	17.2%	153	23.8%	715	12.8%	646	13.0%
CLASS C FELONY	77	11.3%	552	10.6%	432	8.9%	75	11.6%	611	10.9%	501	10.1%
CLASS D FELONY	34	5.0%	194	3.7%	75	1.5%	41	6.4%	186	3.3%	79	1.6%
CLASS E FELONY	2	.3%	36	.7%	6	.1%	12	1.9%	38	.7%	15	.3%
TOTAL	427	62.4%	1742	33.4%	1856	38.2%	370	57.5%	1709	30.6%	1692	34.0%
SECOND FELONY OFFENDER												
A-II FELONY	10	1.5%	25	.5%	30	.6%	11	1.7%	16	.3%	32	.6%
CLASS B FELONY	23	3.4%	368	7.1%	278	5.7%	21	3.3%	432	7.7%	282	5.7%
CLASS C FELONY	50	7.3%	765	14.7%	578	11.9%	48	7.5%	796	14.3%	692	13.9%
CLASS D FELONY	117	17.1%	1649	31.6%	1620	33.4%	126	19.6%	1738	31.1%	1650	33.2%
CLASS E FELONY	57	8.3%	668	12.8%	494	10.2%	68	10.6%	892	16.0%	627	12.6%
TOTAL	257	37.6%	3475	66.6%	3000	61.8%	274	42.5%	3874	69.4%	3283	66.0%
GRAND TOTAL	684	100.0%	5217	100.0%	4856	100.0%	644	100.0%	5583	100.0%	4975	100.0%

Trends in Average Minimum Sentence for Drug Offenders

In any year, as the felony class category of drug commitments declined from most serious (e.g., class A-I, class A-II) to least serious (e.g., class E) the average minimum sentence also declined (see Table 7.9). Further, second felony offenders were earning longer sentences than were first felony offenders in the study period (see Table 7.10). For example, in 1992 a first felony offender convicted of a class B drug felony received a minimum term (on average) of 18.8 months, but a second felony offender convicted of a class B drug felony received a minimum term (on average) of 64.1 months. Medians provide a similar picture. In 1992, a class B felon convicted as a first felony offender received a median minimum sentence of 12 months while a class B second felony offender received a median minimum of 54 months.

Within each specific felony class category the average minimum sentence fluctuated only slightly from year to year across the period 1989 to 1992 (see Table 7.10).

The average minimum sentence for the total group of drug offenders committed in 1992 was 30.1 months. For first felony offenders it was 27.5 months and for second felony offenders 31.3 months, a difference of less than four months. That the difference in average minimum sentences between the two groups is not even greater is due to the larger number of class D and class E offenders in the second felony group compared to class B and C offenders in the first felony group.

TABLE 7.9
DRUG CRIMES BY AVERAGE MINIMUM SENTENCE (IN MONTHS) BY FELONY CLASS CATEGORY AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1989			1990			1991			1992		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
A-I FELONY	105	190.0	180.0	95	193.2	180.0	82	196.7	180.0	84	211.7	180.0
A-II FELONY	770	55.1	48.0	745	57.0	48.0	771	54.9	48.0	675	54.3	42.0
CLASS B FELONY	2722	27.5	16.0	2666	28.5	18.0	2502	31.4	18.0	2252	33.6	24.0
CLASS C FELONY	2095	26.4	24.0	2460	27.3	30.0	2459	28.5	36.0	2729	28.5	36.0
CLASS D FELONY	2937	25.1	24.0	3649	25.3	24.0	3697	25.7	24.0	3830	25.8	24.0
CLASS E FELONY	1113	18.4	18.0	1169	18.3	18.0	1267	18.6	18.0	1655	18.5	18.0
TOTAL	9742	29.4	24.0	10784	29.5	24.0	10778	30.2	24.0	11225	30.1	24.0

TABLE 7.10
DRUG CRIMES BY AVERAGE MINIMUM SENTENCE (IN MONTHS)
BY FELONY CRIME CLASS, 1ST OR 2ND FELONY OFFENDER STATUS, AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

FELONY CLASS CATEGORY	1989			1990			1991			1992		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
FIRST FELONY OFFENDER												
A-I FELONY	105	190.0	180.0	95	193.2	180.0	82	196.7	180.0	84	211.7	180.0
A-II FELONY	712	53.1	48.0	673	53.9	48.0	706	52.1	48.0	616	51.9	36.0
CLASS B FELONY	2165	17.8	12.0	2086	18.5	12.0	1831	19.3	12.0	1517	18.8	12.0
CLASS C FELONY	1128	16.8	12.0	1234	17.0	12.0	1061	16.9	12.0	1191	16.7	12.0
CLASS D FELONY	273	16.2	12.0	330	16.1	12.0	303	16.3	12.0	306	16.4	12.0
CLASS E FELONY	54	12.5	12.0	57	13.4	12.0	44	13.2	12.0	65	13.3	12.0
TOTAL	4437	27.1	12.0	4475	26.9	12.0	4027	27.7	16.0	3779	27.5	16.0
SECOND FELONY OFFENDER												
A-II FELONY	58	79.6	72.0	72	86.3	72.0	65	85.2	72.0	59	80.1	72.0
CLASS B FELONY	557	65.0	54.0	580	64.5	54.0	671	64.4	54.0	735	64.1	54.0
CLASS C FELONY	967	37.6	36.0	1226	37.6	36.0	1398	37.4	36.0	1538	37.7	36.0
CLASS D FELONY	2664	26.0	24.0	3319	26.2	24.0	3394	26.5	24.0	3524	26.6	24.0
CLASS E FELONY	1059	18.7	18.0	1112	18.6	18.0	1223	18.8	18.0	1590	18.7	18.0
TOTAL	5305	31.3	24.0	6309	31.3	24.0	6751	31.7	24.0	7446	31.8	24.0
GRAND TOTAL	9742	29.4	24.0	10783	29.5	24.0	10775	30.2	24.0	11225	30.1	24.0

Section 8

GENDER

There were significant differences in the commitment offense of males and females in the study period. In 1992, 36% of males were committed for a violent felony offense compared with only 15% of females (see Table 8.1). Males were also slightly more likely to be committed for other coercive offenses (6% compared with 4% for females) and somewhat more likely to be committed for property and other offenses (14% compared with 9%). On the other hand, females were considerably more likely than males to be committed to state prison for a drug offense (72% compared with 42% for men).

The proportion of commitments to state prison who were drug offenders grew among females while declining among males in this period. In 1989 the percent of males committed for a drug offense was 45%; by 1992 it declined to 42%. However, among females the percent of drug offenders increased from 66% in 1989 to 72% in 1992.

Long Term Trend in Female Commitments

The largest number of female offenders committed to state prison in the study period were committed in calendar year 1991 (N=2,264). In 1992, however, female new felony commitments declined from the year earlier period to 1,888 new commitments. As a proportion of new commitments, the female new commitments also fell from 9.4% in 1991 to 7.5% in 1992. However, the latter figure is still a high proportion historically (see Figure 8.1 and Table 8.2). In only two of the prior sixteen years was this percent equalled or exceeded.

Over the admission years 1976 through 1983 women offenders were approximately 3.6% of new court commitments. In 1986 women were 4.8% of new commitments; by 1989 they were 7.5% and in 1991 with 2,264 female new commitments they were 9.4% of the total new commitments. The 1992 percent, though only equal to that of 1989 is more than double the percent female of total new commitments that prevailed from 1976-1983.[13]

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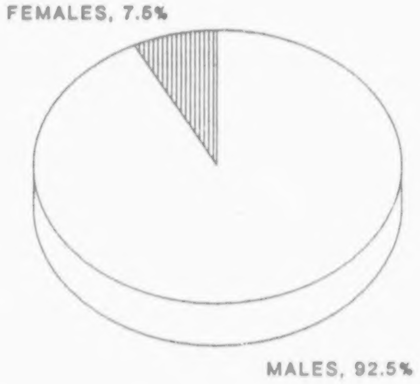
[13] For further information on female offenders see "Female Offenders Committed to State Prison" (1992), "Female Drug Commitment Population 1987 - 1989" (1990), and "Female New Court Commitments 1976-1987" (1988), Division of Program Planning, Research and Evaluation, New York State Department of Correctional Services.

FIGURE 8.1



DEPARTMENT OF CORRECTIONAL SERVICES
NEW COMMITMENTS - 1992
GENDER

CRIME BY GENDER
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

	GENDER		
OFFENSE ON COMMITMENT	MALE	FEMALE	TOTAL
VIOLENT FELONY	8,375	275	8,650
OTHER COERCIVE	1,310	70	1,380
DRUG OFFENSES	9,866	1,359	11,225
PROPERTY OFFENSES	3,318	162	3,480
YOUTHFUL OFFENDER	395	22	417
TOTAL	23,264	1,888	25,152
PERCENT	92.5%	7.5%	100.0%

TABLE 8.1
CRIME BY SEX AND YEAR
1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989			1990			1991			1992		
	MALE	FEMALE	TOTAL	MALE	FEMALE	TOTAL	MALE	FEMALE	TOTAL	MALE	FEMALE	TOTAL
VIOLENT FELONY												
MURDER	336 1.7%	6 .4%	342 1.6%	271 1.3%	13 .8%	284 1.2%	321 1.5%	12 .5%	333 1.4%	343 1.5%	14 .7%	357 1.4%
ATTEMPT MURDER	183 .9%	4 .2%	187 .9%	157 .7%	4 .2%	161 .7%	228 1.0%	5 .2%	233 1.0%	236 1.0%	8 .4%	244 1.0%
MANSLAUGHTER 1ST	354 1.8%	38 2.4%	392 1.8%	394 1.8%	21 1.2%	415 1.8%	423 1.9%	33 1.5%	456 1.9%	364 1.6%	31 1.6%	395 1.6%
RAPE 1ST	229 1.2%	0 .0%	229 1.1%	255 1.2%	2 .1%	257 1.1%	255 1.2%	1 .0%	256 1.1%	235 1.0%	2 .1%	237 .9%
ROBBERY 1ST	1382 6.9%	43 2.7%	1425 6.6%	1485 6.9%	49 2.9%	1534 6.6%	1808 8.3%	50 2.2%	1858 7.7%	1950 8.4%	36 1.9%	1986 7.9%
ROBBERY 2ND	1510 7.6%	72 4.5%	1582 7.4%	1735 8.1%	68 4.0%	1803 7.8%	1736 7.9%	84 3.7%	1820 7.5%	1796 7.7%	77 4.1%	1873 7.4%
ASSAULT 1ST	194 1.0%	28 1.7%	222 1.0%	257 1.2%	6 .4%	263 1.1%	313 1.4%	26 1.1%	339 1.4%	276 1.2%	25 1.3%	301 1.2%
ASSAULT 2ND	252 1.3%	19 1.2%	271 1.3%	305 1.4%	14 .8%	319 1.4%	315 1.4%	24 1.1%	339 1.4%	313 1.3%	24 1.3%	337 1.3%
BURGLARY 1ST	115 .6%	6 .4%	121 .6%	93 .4%	2 .1%	95 .4%	128 .6%	6 .3%	134 .6%	138 .6%	3 .2%	141 .6%
BURGLARY 2ND	1134 5.7%	38 2.4%	1172 5.4%	1021 4.8%	29 1.7%	1050 4.5%	989 4.5%	46 2.0%	1035 4.3%	1026 4.4%	34 1.8%	1060 4.2%
ARSON 1ST,2ND	41 .2%	7 .4%	48 .2%	42 .2%	3 .2%	45 .2%	39 .2%	7 .3%	46 .2%	31 .1%	7 .4%	38 .2%
SODOMY 1ST	144 .7%	0 .0%	144 .7%	117 .5%	2 .1%	119 .5%	140 .6%	2 .1%	142 .6%	133 .6%	1 .1%	134 .5%
SEXUAL ABUSE 1ST	140 .7%	2 .1%	142 .7%	181 .8%	3 .2%	184 .8%	182 .8%	1 .0%	183 .8%	187 .8%	1 .1%	188 .7%
WEAPONS OFFENSES	769 3.9%	23 1.4%	792 3.7%	858 4.0%	8 .5%	866 3.7%	1087 5.0%	20 .9%	1107 4.6%	1283 5.5%	11 .6%	1294 5.1%
KIDNAPPING 1ST,2ND	43 .2%	4 .2%	47 .2%	59 .2%	4 .2%	63 .2%	45 .2%	3 .1%	48 .2%	64 .3%	1 .1%	65 .3%
TOTAL	6826 34.3%	290 18.0%	7116 33.1%	7210 33.7%	228 13.5%	7438 32.2%	8009 36.7%	320 14.1%	8329 34.5%	8375 36.0%	275 14.6%	8650 34.4%
OTHER COERCIVE												
MANSLAUGHTER 2ND	64 .3%	8 .5%	72 .3%	80 .4%	8 .5%	88 .4%	80 .4%	12 .5%	92 .4%	78 .3%	10 .5%	88 .3%
OTHER HOMICIDE	38 .2%	4 .2%	42 .2%	43 .2%	7 .4%	50 .2%	41 .2%	3 .1%	44 .2%	46 .2%	6 .3%	52 .2%
ROBBERY 3RD	577 2.9%	30 1.9%	607 2.8%	609 2.8%	28 1.7%	637 2.8%	636 2.9%	34 1.5%	670 2.8%	703 3.0%	28 1.5%	731 2.9%
ATT ASSAULT 2ND	91 .5%	6 .4%	97 .5%	118 .6%	4 .2%	122 .5%	128 .6%	12 .5%	140 .6%	113 .5%	4 .2%	117 .5%
OTHER SEX OFFENSES	106 .5%	0 .0%	106 .5%	108 .5%	0 .0%	108 .5%	131 .6%	0 .0%	131 .5%	158 .7%	1 .1%	159 .6%
OTHER COERCIVE	182 .9%	10 .6%	192 .9%	171 .8%	12 .7%	183 .8%	188 .9%	15 .7%	203 .8%	212 .9%	21 1.1%	233 .9%
TOTAL	1058 5.3%	58 3.6%	1116 5.2%	1129 5.3%	59 3.5%	1188 5.1%	1204 5.5%	76 3.4%	1280 5.3%	1310 5.6%	70 3.7%	1380 5.5%
DRUG SALE	6277 31.5%	827 51.3%	7104 33.0%	6658 31.1%	939 55.8%	7597 32.9%	6403 29.3%	1222 54.0%	7625 31.6%	6714 28.9%	1007 53.3%	7721 30.7%
DRUG POSSESSION	2416 12.1%	243 15.1%	2659 12.4%	2903 13.6%	285 16.9%	3188 13.8%	2735 12.5%	418 18.5%	3153 13.1%	3152 13.5%	352 18.6%	3504 13.9%
TOTAL	8693 43.7%	1070 66.4%	9763 45.4%	9561 44.6%	1224 72.7%	10785 46.7%	9138 41.8%	1640 72.4%	10778 44.7%	9866 42.4%	1359 72.0%	11225 44.6%
PROPE[illegible] AND OTHER OFFENSES												
BURGLARY 3RD	1154 5.8%	18 1.1%	1172 5.4%	1178 5.5%	13 .8%	1191 5.2%	1174 5.4%	17 .8%	1191 4.9%	1261 5.4%	12 .6%	1273 5.1%
GRAND LARCENY	661 3.3%	64 4.0%	725 3.4%	736 3.4%	57 3.4%	793 3.4%	698 3.2%	81 3.6%	779 3.2%	797 3.4%	60 3.2%	857 3.4%
FORGERY	136 .7%	46 2.9%	182 .8%	184 .9%	43 2.6%	227 1.0%	170 .8%	64 2.8%	234 1.0%	190 .8%	47 2.5%	237 .9%
STOLEN PROPERTY	620 3.1%	28 1.7%	648 3.0%	617 2.9%	28 1.7%	645 2.8%	656 3.0%	22 1.0%	678 2.8%	614 2.6%	34 1.8%	648 2.6%
DRIVE INTOXICATED	177 .9%	3 .2%	180 .8%	211 1.0%	6 .4%	217 .9%	222 1.0%	5 .2%	227 .9%	257 1.1%	3 .2%	260 1.0%
ALL OTHR FELONIES	165 .8%	11 .7%	176 .8%	163 .8%	9 .5%	172 .7%	187 .9%	18 .8%	205 .9%	199 .9%	6 .3%	205 .8%
TOTAL	2913 14.6%	170 10.5%	3083 14.3%	3089 14.4%	156 9.3%	3245 14.0%	3107 14.2%	207 9.1%	3314 13.7%	3318 14.3%	162 8.6%	3480 13.8%
YOUTHFUL OFFENDR	416 2.1%	24 1.5%	440 2.0%	426 2.0%	16 1.0%	442 1.9%	394 1.8%	21 .9%	415 1.7%	395 1.7%	22 1.2%	417 1.7%
TOTAL	416 2.1%	24 1.5%	440 2.0%	426 2.0%	16 1.0%	442 1.9%	[illegible]	21 .9%	415 1.7%	395 1.7%	22 1.2%	417 1.7%
GRAND TOTAL	19906 100.0%	1612 100.0%	21518 100.0%	21415 100.0%	1683 100.0%	23098 100.0%	[illegible]	2264 100.[illegible]	24116 100.0%	23264 100.0%	1888 100.0%	25152 100.0%

TABLE 8.2

FEMALE NEW COURT COMMITMENTS 1976 - 1992

COMMITMENT YEAR	NUMBER OF FEMALES	PERCENT OF NEW COURT COMMITMENTS
1976	283	3.5%
1977	301	3.6%
1978	259	3.6%
1979	279	3.7%
1980	284	3.6%
1981	405	3.9%
1982	377	3.6%
1983	438	3.5%
1984	523	4.3%
1985	495	4.0%
1986	721	4.8%
1987	802	5.1%
1988	1014	5.8%
1989	1612	7.5%
1990	1683	7.3%
1991	2264	9.4%
1992	1888	7.5%

Section 9

ETHNIC STATUS

Race/Ethnic Status of 1992 Commitments

In 1992, 14% of commitments were white, 50% were black, and 35% were Hispanic. The balance were others: 0.2% Native American (N=46); 0.3% Asian (N=80), and 0.4% (N=100) other ethnic groups (see Table 9.1).

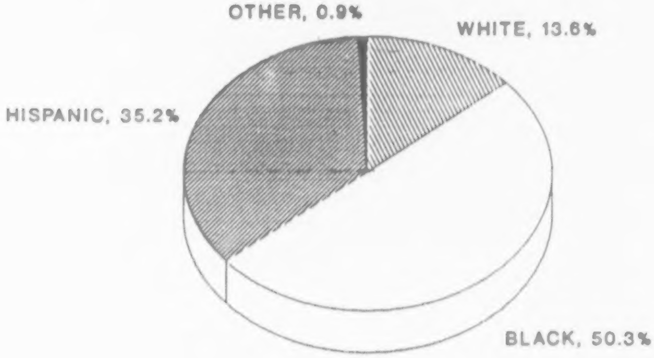
Commitment offense by ethnic status for 1992 new court commitments is shown in Table 9.2 and in Table 9.3. (In Table 9.3 Native American, Asian and other ethnic groups are categorized as "other"). Approximately the same percent of whites and blacks are committed for violent felony crimes (35%, and 37%, respectively) (see Table 9.3). Compared with whites and blacks, 31% of Hispanics were committed for violent offenses. Whites were also more likely to be committed for other coercive offenses (10%) than either blacks (6%) or Hispanics (3%). Among Hispanics, the largest commitment crime category is drug offenses (56%). Drug offenders also make up a large percent of blacks sentenced to state prison (44%). Whites are more likely to be committed for property offenses (34%) than either blacks (12%) or Hispanics (9%).

In brief, white offenders committed to state prison in 1992 were approximately one-third violent felony offenders, one-third property offenders and the remaining one-third other felony offenders. Black offenders were approximately one-third violent felony offenders, one-half drug offenders and the remainder other offenders. Hispanic offenders committed to state prison in 1992 were approximately four-sevenths drug offenders, a third violent offenders and the remainder other offenders.

Table 9.4 shows the ethnic status distribution for specific offenses with the percentages based on each offense group. For examples, commitments for murder in 1992 (N=356), were, for whites, 15% (N=52); for blacks 52% (N=185) and for Hispanics 30% (N=106). The remaining 4% (N=13) were others.

FIGURE 9.1

DEPARTMENT OF CORRECTIONAL SERVICES
NEW COMMITMENTS - 1992
ETHNIC GROUP



CRIME BY ETHNIC STATUS
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

	ETHNIC STATUS				
OFFENSE ON COMMITMENT	WHITE	BLACK	HISPANIC	OTHER	TOTAL
VIOLENT FELONY	1,206	4,607	2,691	121	8,625
OTHER COERCIVE	346	731	288	12	1,377
DRUG OFFENSES	589	5,583	4,975	55	11,202
PROPERTY OFFENSES	1,169	1,495	776	32	3,472
YOUTHFUL OFFENDER	95	212	104	6	417
TOTAL	3,405	12,628	8,834	226	25,093
PERCENT	13.6%	50.3%	35.2%	0.9%	100.0%

Note: There were 62 cases where data were missing on ethnic status.

TABLE 9.1
ETHNIC STATUS BY SEX
1992 NEW COURT COMMITMENTS

ETHNIC STATUS	INMATE GENDER		TOTAL
	MALE	FEMALE	
WHITE	3202 13.8%	203 10.8%	3405 13.6%
BLACK	11618 50.0%	1011 53.8%	12629 50.3%
HISPANIC	8176 35.2%	658 35.0%	8834 35.2%
NATIVE AMERICAN	45 .2%	1 .1%	46 .2%
ASIAN	80 .3%	0 .0%	80 .3%
OTHER	95 .4%	5 .3%	100 .4%
TOTAL	23216 100.0%	1878 100.0%	25094 100.0%

TABLE 9.2 CRIME BY ETHNIC STATUS; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	WHITE	BLACK	HISPANIC	NATIVE AMERICAN	ASIAN	OTHER	TOTAL
VIOLENT FELONY							
MURDER	52 1.5%	185 1.5%	106 1.2%	1 2.2%	7 8.7%	5 5.0%	356 1.4%
ATTEMPT MURDER	23 .7%	118 .9%	99 1.1%	0 .0%	3 3.7%	1 1.0%	244 1.0%
MANSLAUGHTER 1ST	43 1.3%	212 1.7%	132 1.5%	2 4.3%	1 1.2%	2 2.0%	392 1.6%
RAPE 1ST	55 1.6%	123 1.0%	55 .6%	0 .0%	2 2.5%	2 2.0%	237 .9%
ROBBERY 1ST	151 4.4%	1104 8.7%	695 7.9%	5 10.9%	18 22.5%	5 5.0%	1978 7.9%
ROBBERY 2ND	153 4.5%	1180 9.3%	524 5.9%	1 2.2%	7 8.7%	7 7.0%	1872 7.5%
ASSAULT 1ST	51 1.5%	146 1.2%	102 1.2%	0 .0%	0 .0%	2 2.0%	301 1.2%
ASSAULT 2ND	69 2.0%	192 1.5%	72 .8%	0 .0%	1 1.2%	0 .0%	334 1.3%
BURGLARY 1ST	26 .8%	59 .5%	46 .5%	0 .0%	3 3.7%	5 5.0%	139 .6%
BURGLARY 2ND	328 9.6%	410 3.2%	308 3.5%	4 8.7%	2 2.5%	5 5.0%	1057 4.2%
ARSON 1ST,2ND	10 .3%	16 .1%	11 .1%	0 .0%	0 .0%	1 1.0%	38 .2%
SODOMY 1ST	63 1.9%	40 .3%	29 .3%	1 2.2%	0 .0%	1 1.0%	134 .5%
SEXUAL ABUSE 1ST	83 2.4%	70 .6%	32 .4%	1 2.2%	0 .0%	1 1.0%	187 .7%
WEAPONS OFFENSES	88 2.6%	734 5.8%	455 5.2%	0 .0%	5 6.3%	9 9.0%	1291 5.1%
KIDNAPPING 1ST,2ND	11 .3%	18 .1%	25 .3%	0 .0%	6 7.5%	5 5.0%	65 .3%
SUBTOTAL	1206 35.4%	4607 36.5%	2691 30.5%	15 32.6%	55 68.8%	51 51.0%	8625 34.4%
OTHER COERCIVE							
MANSLAUGHTER 2ND	29 .9%	35 .3%	22 .2%	0 .0%	0 .0%	1 1.0%	87 .3%
OTHER HOMICIDE	33 1.0%	10 .1%	7 .1%	0 .0%	0 .0%	1 1.0%	51 .2%
ROBBERY 3RD	86 2.5%	494 3.9%	146 1.7%	1 2.2%	2 2.5%	2 2.0%	731 2.9%
ATT ASSAULT 2ND	23 .7%	60 .5%	33 .4%	0 .0%	0 .0%	0 .0%	116 .5%
OTHER SEX OFFENSES	89 2.6%	49 .4%	19 .2%	0 .0%	0 .0%	2 2.0%	159 .6%
OTHER COERCIVE	86 2.5%	83 .7%	61 .7%	1 2.2%	1 1.2%	1 1.0%	233 .9%
SUBTOTAL	346 10.2%	731 5.8%	288 3.3%	2 4.3%	3 3.7%	7 7.0%	1377 5.5%
DRUG SALE	373 11.0%	3596 28.5%	3701 41.9%	9 19.6%	12 15.0%	16 16.0%	7707 30.7%
DRUG POSSESSION	216 6.3%	1987 15.7%	1274 14.4%	4 8.7%	2 2.5%	12 12.0%	3495 13.9%
SUBTOTAL	589 17.3%	5583 44.2%	4975 56.3%	13 28.3%	14 17.5%	28 28.0%	11202 44.6%
PROPERTY AND OTHER							
BURGLARY 3RD	430 12.6%	554 4.4%	281 3.2%	4 8.7%	0 .0%	3 3.0%	1272 5.1%
GRAND LARCENY	212 6.2%	453 3.6%	181 2.0%	0 .0%	2 2.5%	8 8.0%	856 3.4%
FORGERY	104 3.1%	106 .8%	23 .3%	1 2.2%	1 1.2%	0 .0%	235 .9%
STOLEN PROPERTY	126 3.7%	289 2.3%	227 2.6%	1 2.2%	2 2.5%	1 1.0%	646 2.6%
DRIVE INTOXICATED	207 6.1%	27 .2%	19 .2%	7 15.2%	0 .0%	0 .0%	260 1.0%
ALL OTHR FELONIES	90 2.6%	66 .5%	[illegible]	1 2.2%	1 1.2%	0 .0%	203 .8%
SUBTOTAL	1169 34.3%	1495 11.8%	776 8.8%	14 30.4%	6 7.5%	12 12.0%	3472 13.8%
YOUTHFUL OFFENDR	95 2.8%	212 1.7%	104 1.2%	2 4.3%	2 2.5%	2 2.0%	417 1.7%
SUBTOTAL	95 2.8%	212 1.7%	104 1.2%	2 4.3%	2 2.5%	2 2.0%	417 1.7%
GRAND TOTAL	3405 100.0%	12628 100.0%	8834 100.0%	46 100.0%	80 100.0%	100 100.0%	25093 100.0%

TABLE 9.3
CRIME BY ETHNIC STATUS (NUMBER AND COLUMN PERCENTAGES)
1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	WHITE		BLACK		HISPANIC		OTHER		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
VIOLENT FELONY										
MURDER	52	1.5%	185	1.5%	106	1.2%	13	5.8%	356	1.4%
ATTEMPT MURDER	23	.7%	118	.9%	99	1.1%	4	1.8%	244	1.0%
MANSLAUGHTER 1ST	43	1.3%	212	1.7%	132	1.5%	5	2.2%	392	1.6%
RAPE 1ST	55	1.6%	123	1.0%	55	.6%	4	1.8%	237	.9%
ROBBERY 1ST	151	4.4%	1104	8.7%	695	7.9%	28	12.4%	1978	7.9%
ROBBERY 2ND	153	4.5%	1180	9.3%	524	5.9%	15	6.6%	1872	7.5%
ASSAULT 1ST	51	1.5%	146	1.2%	102	1.2%	2	.9%	301	1.2%
ASSAULT 2ND	69	2.0%	192	1.5%	72	.8%	1	.4%	334	1.3%
BURGLARY 1ST	26	.8%	59	.5%	46	.5%	8	3.5%	139	.6%
BURGLARY 2ND	328	9.6%	410	3.2%	308	3.5%	11	4.9%	1057	4.2%
ARSON 1ST,2ND	10	.3%	16	.1%	11	.1%	1	.4%	38	.2%
SODOMY 1ST	63	1.9%	40	.3%	29	.3%	2	.9%	134	.5%
SEXUAL ABUSE 1ST	83	2.4%	70	.6%	32	.4%	2	.9%	187	.7%
WEAPONS OFFENSES	88	2.6%	734	5.8%	455	5.2%	14	6.2%	1291	5.1%
KIDNAPPING 1ST,2ND	11	.3%	18	.1%	25	.3%	11	4.9%	65	.3%
SUBTOTAL	1206	35.4%	4607	36.5%	2691	30.5%	121	53.5%	8625	34.4%
OTHER COERCIVE										
MANSLAUGHTER 2ND	29	.9%	35	.3%	22	.2%	1	.4%	87	.3%
OTHER HOMICIDE	33	1.0%	10	.1%	7	.1%	1	.4%	51	.2%
ROBBERY 3RD	86	2.5%	494	3.9%	146	1.7%	5	2.2%	731	2.9%
ATT ASSAULT 2ND	23	.7%	60	.5%	33	.4%	0	.0%	116	.5%
OTHER SEX OFFENSES	89	2.6%	49	.4%	19	.2%	2	.9%	159	.6%
OTHER COERCIVE	86	2.5%	83	.7%	61	.7%	3	1.3%	233	.9%
SUBTOTAL	346	10.2%	731	5.8%	288	3.3%	12	5.3%	1377	5.5%
DRUG OFFENSES										
DRUG SALE	373	11.0%	3596	28.5%	3701	41.9%	37	16.4%	7707	30.7%
DRUG POSSESSION	216	6.3%	1987	15.7%	1274	14.4%	18	8.0%	3495	13.9%
SUBTOTAL	589	17.3%	5583	44.2%	4975	56.3%	55	24.3%	11202	44.6%
PROPERTY AND OTHER										
BURGLARY 3RD	430	12.6%	554	4.4%	281	3.2%	7	3.1%	1272	5.1%
GRAND LARCENY	212	6.2%	453	3.6%	181	2.0%	10	4.4%	856	3.4%
FORGERY	104	3.1%	106	.8%	23	.3%	2	.9%	235	.9%
STOLEN PROPERTY	126	3.7%	289	2.3%	227	2.6%	4	1.8%	646	2.6%
DRIVE INTOXICATED	207	6.1%	27	.2%	19	.2%	7	3.1%	260	1.0%
ALL OTHR FELONIES	90	2.6%	66	.5%	45	.5%	2	.9%	203	.8%
SUBTOTAL	1169	34.3%	1495	11.8%	776	8.8%	32	14.2%	3472	13.8%
YOUTHFUL OFFENDR										
YOUTHFUL OFFENDR	95	2.8%	212	1.7%	104	1.2%	6	2.7%	417	1.7%
SUBTOTAL	95	2.8%	212	1.7%	104	1.2%	6	2.7%	417	1.7%
GRAND TOTAL	3405	100.0%	12628	100.0%	8834	100.0%	226	100.0%	25093	100.0%

TABLE 9.4
CRIME BY ETHNIC STATUS (NUMBER AND ROW PERCENTAGES)
1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	WHITE		BLACK		HISPANIC		OTHER		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
VIOLENT FELONY										
MURDER	52	14.6%	185	52.0%	106	29.8%	13	3.7%	356	100.0%
ATTEMPT MURDER	23	9.4%	118	48.4%	99	40.6%	4	1.6%	244	100.0%
MANSLAUGHTER 1ST	43	11.0%	212	54.1%	132	33.7%	5	1.3%	392	100.0%
RAPE 1ST	55	23.2%	123	51.9%	55	23.2%	4	1.7%	237	100.0%
ROBBERY 1ST	151	7.6%	1104	55.8%	695	35.1%	28	1.4%	1978	100.0%
ROBBERY 2ND	153	8.2%	1180	63.0%	524	28.0%	15	.8%	1872	100.0%
ASSAULT 1ST	51	16.9%	146	48.5%	102	33.9%	2	.7%	301	100.0%
ASSAULT 2ND	69	20.7%	192	57.5%	72	21.6%	1	.3%	334	100.0%
BURGLARY 1ST	26	18.7%	59	42.4%	46	33.1%	8	5.8%	139	100.0%
BURGLARY 2ND	328	31.0%	410	38.8%	308	29.1%	11	1.0%	1057	100.0%
ARSON 1ST,2ND	10	26.3%	16	42.1%	11	28.9%	1	2.6%	38	100.0%
SODOMY 1ST	63	47.0%	40	29.9%	29	21.6%	2	1.5%	134	100.0%
SEXUAL ABUSE 1ST	83	44.4%	70	37.4%	32	17.1%	2	1.1%	187	100.0%
WEAPONS OFFENSES	88	6.8%	734	56.9%	455	35.2%	14	1.1%	1291	100.0%
KIDNAPPING 1ST,2ND	11	16.9%	18	27.7%	25	38.5%	11	16.9%	65	100.0%
TOTAL	1206	14.0%	4607	53.4%	2691	31.2%	121	1.4%	8625	100.0%
OTHER COERCIVE										
MANSLAUGHTER 2ND	29	33.3%	35	40.2%	22	25.3%	1	1.1%	87	100.0%
OTHER HOMICIDE	33	64.7%	10	19.6%	7	13.7%	1	2.0%	51	100.0%
ROBBERY 3RD	86	11.8%	494	67.6%	146	20.0%	5	.7%	731	100.0%
ATT ASSAULT 2ND	23	19.8%	60	51.7%	33	28.4%	0	.0%	116	100.0%
OTHER SEX OFFENSES	89	56.0%	49	30.8%	19	11.9%	2	1.3%	159	100.0%
OTHER COERCIVE	86	36.9%	83	35.6%	61	26.2%	3	1.3%	233	100.0%
TOTAL	346	25.1%	731	53.1%	288	20.9%	12	.9%	1377	100.0%
DRUG OFFENSES										
DRUG SALE	373	4.8%	3596	46.7%	3701	48.0%	37	.5%	7707	100.0%
DRUG POSSESSION	216	6.2%	1987	56.9%	1274	36.5%	18	.5%	3495	100.0%
TOTAL	589	5.3%	5583	49.8%	4975	44.4%	55	.5%	11202	100.0%
PROPERTY AND OTHER										
BURGLARY 3RD	430	33.8%	554	43.6%	281	22.1%	7	.6%	1272	100.0%
GRAND LARCENY	212	24.8%	453	52.9%	181	21.1%	10	1.2%	856	100.0%
FORGERY	104	44.3%	106	45.1%	23	9.8%	2	.9%	235	100.0%
STOLEN PROPERTY	126	19.5%	289	44.7%	227	35.1%	4	.6%	646	100.0%
DRIVE INTOXICATED	207	79.6%	27	10.4%	19	7.3%	7	2.7%	260	100.0%
ALL OTHR FELONIES	90	44.3%	66	32.5%	45	22.2%	2	1.0%	203	100.0%
TOTAL	1169	33.7%	1495	43.1%	776	22.4%	32	.9%	3472	100.0%
YOUTHFUL OFFENDR										
YOUTHFUL OFFENDR	95	22.8%	212	50.8%	104	24.9%	6	1.4%	417	100.0%
TOTAL	95	22.8%	212	50.8%	104	24.9%	6	1.4%	417	100.0%
GRAND TOTAL	3405	13.6%	12628	50.3%	8834	35.2%	226	.9%	25093	100.0%

Race/Ethnic Status of Female 1992 Commitments

Earlier tables have shown the high concentration of drug offenses among female commitments and the concentration of drug offenses among Hispanic commitments. The data in Table 9.5 show that 84% of Hispanic females committed to state prison were sentenced for a drug offense. Seventy percent of black females were committed for a drug offense. In sharp contrast, only 46% of white females committed to state prison were sentenced for a drug offense. Compared with black and Hispanic females, white females were somewhat more likely to be committed for a violent felony offense (23% compared with 16% for blacks and 10% for Hispanics) and considerably more likely to be committed for a property offense (23% compared with 9% for blacks and 3% for Hispanics).

Trends in Commitment Crime by Ethnic Status

The number of white, black and Hispanic offenders in each crime category for commitment years 1989 through 1992 is shown in Table 9.6. These are the figures upon which the percentages in Table 9.7 are based.

The proportion of whites committed for violent felony offenses declined slightly from 39% in 1989 to 35% in 1992 (see Table 9.7). There was a slight increase in property offenders among whites (28% in 1989 to 34% in 1992).

Among blacks there is no change in the percent committed for violent felony crimes between 1989 (36%) and 1992 (37%) and a slight decline in the percent committed for property offenses (14% in 1989 to 12% in 1992) (see Table 9.7). There is a slight increase in the percent of blacks committed for drug offenses between 1989 (42%) and 1992 (44%).

Among Hispanics the proportion committed for violent crimes increased 5% from 26% in 1989 to 31% in 1992. There was a corresponding decline in drug offense commitments from 61% in 1989 to 56% in 1992 in this component population. There was virtually no change in percent committed for other coercive offenses among Hispanics during the study period (3% in 1989 and 1992).

The raw number of males in each crime and ethnic status group for the years 1989 to 1992 is presented in Table 9.8. The percent figures in Table 9.9 are based on the numbers in Table 9.8. Since males are such a predominant portion of total commitments the patterns in the ethnic status distribution of offenses over time generally correspond to those found in Table 9.7 (which are briefly discussed in the paragraphs immediately above).

TABLE 9.5 CRIME BY SEX AND ETHNIC STATUS; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	MALE				FEMALE				TOTAL
	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	
VIOLENT FELONY									
MURDER	49 1.5%	176 1.5%	104 1.3%	13 5.9%	3 1.5%	9 .9%	2 .3%	0 .0%	356 1.4%
ATTEMPT MURDER	22 .7%	111 1.0%	99 1.2%	4 1.8%	1 .5%	7 .7%	0 .0%	0 .0%	244 1.0%
MANSLAUGHTER 1ST	40 1.2%	192 1.7%	I26 1.5%	3 1.4%	3 1.5%	20 2.0%	6 .9%	2 33.3%	392 1.6%
RAPE 1ST	55 1.7%	121 1.0%	55 .7%	4 1.8%	0 .0%	2 .2%	0 .0%	0 .0%	237 .9%
ROBBERY 1ST	146 4.6%	1088 9.4%	681 8.3%	27 12.3%	5 2.5%	16 1.6%	14 2.1%	1 16.7%	1978 7.9%
ROBBERY 2ND	144 4.5%	1129 9.7%	507 6.2%	15 6.8%	9 4.4%	51 5.0%	17 2.6%	0 .0%	1872 7.5%
ASSAULT 1ST	44 1.4%	136 1.2%	94 1.1%	2 .9%	7 3.4%	10 1.0%	8 1.2%	0 .0%	301 1.2%
ASSAULT 2ND	65 2.0%	178 1.5%	68 .8%	1 .5%	4 2.0%	14 1.4%	4 .6%	0 .0%	334 1.3%
BURGLARY 1ST	26 .8%	56 .5%	46 .6%	8 3.6%	0 .0%	3 .3%	0 .0%	0 .0%	139 .6%
BURGLARY 2ND	314 9.8%	394 3.4%	304 3.7%	11 5.0%	14 6.9%	16 1.6%	4 .6%	0 .0%	1057 4.2%
ARSON 1ST,2ND	10 .3%	11 .1%	9 .1%	1 .5%	0 .0%	5 .5%	2 .3%	0 .0%	38 .2%
SODOMY 1ST	63 2.0%	39 .3%	29 .4%	2 .9%	0 .0%	1 .1%	0 .0%	0 .0%	134 .5%
SEXUAL ABUSE 1ST	83 2.6%	70 .6%	31 .4%	2 .9%	0 .0%	0 .0%	1 .2%	0 .0%	187 .7%
WEAPONS OFFENSES	88 2.7%	728 6.3%	450 5.5%	14 6.4%	0 .0%	6 .6%	5 .8%	0 .0%	1291 5.1%
KIDNAPPING 1ST,2ND	11 .3%	17 .1%	25 .3%	11 5.0%	0 .0%	1 .1%	0 .0%	0 .0%	65 .3%
SUBTOTAL	1160 36.2%	4446 38.3%	2628 32.1%	118 53.6%	46 22.7%	161 15.9%	63 9.6%	3 50.0%	8625 34.4%
OTHER COERCIVE									
MANSLAUGHTER 2ND	25 .8%	32 .3%	20 .2%	0 .0%	4 2.0%	3 .3%	2 .3%	1 16.7%	87 .3%
OTHER HOMICIDE	31 1.0%	7 .1%	7 .1%	1 .5%	2 1.0%	3 .3%	0 .0%	0 .0%	51 .2%
ROBBERY 3RD	84 2.6%	473 4.1%	141 1.7%	5 2.3%	2 1.0%	21 2.1%	5 .8%	0 .0%	731 2.9%
ATT ASSAULT 2ND	23 .7%	57 .5%	32 .4%	0 .0%	0 .0%	3 .3%	1 .2%	0 .0%	116 .5%
OTHER SEX OFFENSES	88 2.7%	49 .4%	19 .2%	2 .9%	1 .5%	0 .0%	0 .0%	0 .0%	159 .6%
OTHER COERCIVE	82 2.6%	73 .6%	54 .7%	3 1.4%	4 2.0%	10 1.0%	7 1.1%	0 .0%	233 .9%
SUBTOTAL	333 10.4%	691 5.9%	273 3.3%	11 5.0%	13 6.4%	40 4.0%	15 2.3%	1 16.7%	1377 5.5%
DRUG SALE	307 9.6%	3069 26.4%	3292 40.3%	36 16.4%	66 32.5%	527 52.1%	409 62.2%	1 16.7%	7707 30.7%
DRUG POSSESSION	189 5.9%	1807 15.6%	1130 13.8%	18 8.2%	27 13.3%	180 17.8%	144 21.9%	0 .0%	3495 13.9%
SUBTOTAL	496 15.5%	4876 42.0%	4422 54.1%	54 24.5%	93 45.8%	707 69.9%	553 84.0%	1 16.7%	11202 44.6%
PROPERTY AND OTHER									
BURGLARY 3RD	426 13.3%	549 4.7%	278 3.4%	7 3.2%	4 2.0%	5 .5%	3 .5%	0 .0%	1272 5.1%
GRAND LARCENY	191 6.0%	423 3.6%	174 2.1%	9 4.1%	21 10.3%	30 3.0%	7 1.1%	1 16.7%	856 3.4%
FORGERY	91 2.8%	76 .7%	20 .2%	2 .9%	13 6.4%	30 3.0%	3 .5%	0 .0%	235 .9%
STOLEN PROPERTY	123 3.8%	265 2.3%	220 2.7%	4 1.8%	3 1.5%	24 2.4%	7 1.1%	0 .0%	646 2.6%
DRIVE INTOXICATED	204 6.4%	27 .2%	19 .2%	7 3.2%	3 1.5%	0 .0%	0 .0%	0 .0%	260 1.0%
ALL OTHR FELONIES	87 2.7%	65 .6%	43 .5%	2 .9%	3 1.5%	1 .1%	2 .3%	0 .0%	203 .8%
SUBTOTAL	1122 35.0%	1405 12.1%	754 9.2%	31 14.1%	47 23.2%	90 8.9%	22 3.3%	1 16.7%	3472 13.8%
YOUTHFUL OFFENDR	91 2.8%	199 1.7%	99 1.2%	6 2.7%	4 2.0%	13 1.3%	5 .8%	0 .0%	417 1.7%
SUBTOTAL	91 2.8%	199 1.7%	99 1.2%	6 2.7%	4 2.0%	13 1.3%	5 .8%	0 .0%	417 1.7%
GRAND TOTAL	3202 100.0%	11617 100.0%	8176 100.0%	220 100.0%	203 100.0%	1011 100.0%	658 100.0%	6 100.0%	25093 100.0%

TABLE 9.6 CRIME BY ETHNIC STATUS AND YEAR; 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989				1990				1991				1992			
	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER
VIOLENT FELONY																
MURDER	62	188	82	8	52	142	80	6	61	181	78	12	52	185	106	13
ATTEMPT MURDER	30	90	61	6	18	75	61	4	22	129	80	2	23	118	99	4
MANSLAUGHTER 1ST	52	210	120	9	51	225	124	13	49	246	154	6	43	212	132	5
RAPE 1ST	66	106	54	2	65	131	53	4	59	126	61	7	55	123	55	4
ROBBERY 1ST	193	787	425	18	141	875	468	41	164	1007	646	32	151	1104	695	28
ROBBERY 2ND	169	1018	357	30	170	1148	455	17	153	1148	495	18	153	1180	524	15
ASSAULT 1ST	42	118	54	7	32	147	80	0	43	205	82	8	51	146	102	2
ASSAULT 2ND	65	146	53	7	65	184	62	5	73	183	71	6	69	192	72	1
BURGLARY 1ST	21	61	37	1	17	45	29	2	22	61	45	6	26	59	46	8
BURGLARY 2ND	370	464	321	14	343	428	261	8	345	402	265	16	328	410	308	11
ARSON 1ST,2ND	8	24	15	0	12	19	14	0	20	19	6	1	10	16	11	1
SODOMY 1ST	62	46	29	4	55	27	36	0	64	47	27	1	63	40	29	2
SEXUAL ABUSE 1ST	66	44	23	5	89	67	22	3	85	63	32	2	83	70	32	2
WEAPONS OFFENSES	60	442	279	10	72	509	272	9	73	648	371	12	88	734	455	14
KIDNAPPING 1ST,2ND	10	16	16	5	8	14	19	2	7	14	21	5	11	18	25	11
TOTAL	1276	3760	1926	126	1190	4036	2036	114	1240	4479	2434	134	1206	4607	2691	121
OTHER COERCIVE																
MANSLAUGHTER 2ND	26	35	9	2	17	41	30	0	19	54	16	3	29	35	22	1
OTHER HOMICIDE	29	10	2	1	33	12	4	1	32	7	2	2	33	10	7	1
ROBBERY 3RD	77	405	112	10	67	454	104	7	81	448	134	5	86	494	146	5
ATT ASSAULT 2ND	23	48	22	3	20	70	27	3	31	78	30	0	23	60	33	0
OTHER SEX OFFENSES	67	17	17	3	74	20	12	0	77	36	15	3	89	49	19	2
OTHER COERCIVE	84	60	46	2	79	58	40	5	90	58	53	1	86	83	61	3
TOTAL	306	575	208	21	290	655	217	16	330	681	250	14	346	731	288	12
DRUG OFFENSES																
DRUG SALE	441	3096	3504	53	432	3565	3544	29	395	3563	3622	31	373	3596	3701	37
DRUG POSSESSION	244	1338	1049	23	227	1736	1191	15	240	1654	1234	18	216	1987	1274	18
TOTAL	685	4434	4553	76	659	5301	4735	44	635	5217	4856	49	589	5583	4975	55
PROPERTY AND OTHER																
BURGLARY 3RD	316	559	280	12	372	543	246	18	423	503	250	9	430	554	281	7
GRAND LARCENY	166	402	137	15	189	434	147	17	186	403	176	10	212	453	181	10
FORGERY	72	91	16	3	103	108	14	2	129	85	17	3	104	106	23	2
STOLEN PROPERTY	140	294	206	7	145	301	188	8	147	298	227	5	126	289	227	4
DRIVE INTOXICATED	143	23	10	4	168	17	24	3	188	15	19	2	207	27	19	7
ALL OTHR FELONIES	72	71	30	3	68	60	42	1	96	67	34	4	90	66	45	2
TOTAL	989	1440	679	44	1045	1463	661	49	1169	1371	723	33	1169	1495	776	32
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	90	238	100	10	79	250	103	10	78	238	94	4	95	212	104	6
TOTAL	90	238	100	10	79	250	103	10	78	238	94	4	95	212	104	6
GRAND TOTAL	3266	10447	7466	277	3263	11705	7752	233	3452	11986	8357	234	3405	12628	8834	226

TABLE 9.7
CRIME BY ETHNIC STATUS (IN PERCENT)
1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989				1990				1991				1992			
	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER
VIOLENT FELONY																
MURDER	1.9%	1.8%	1.1%	2.9%	1.6%	1.2%	1.0%	2.6%	1.8%	1.5%	.9%	5.1%	1.5%	1.5%	1.2%	5.8%
ATTEMPT MURDER	.9%	.9%	.8%	2.2%	.6%	.6%	.8%	1.7%	.6%	1.1%	1.0%	.9%	.7%	.9%	1.1%	1.8%
MANSLAUGHTER 1ST	1.6%	2.0%	1.6%	3.2%	1.6%	1.9%	1.6%	5.6%	1.4%	2.1%	1.8%	2.6%	1.3%	1.7%	1.5%	2.2%
RAPE 1ST	2.0%	1.0%	.7%	.7%	2.0%	1.1%	.7%	1.7%	1.7%	1.1%	.7%	3.0%	1.6%	1.0%	.6%	1.8%
ROBBERY 1ST	5.9%	7.5%	5.7%	6.5%	4.3%	7.5%	6.0%	17.6%	4.8%	8.4%	7.7%	13.7%	4.4%	8.7%	7.9%	12.4%
ROBBERY 2ND	5.2%	9.7%	4.8%	10.8%	5.2%	9.8%	5.9%	7.3%	4.4%	9.6%	5.9%	7.7%	4.5%	9.3%	5.9%	6.6%
ASSAULT 1ST	1.3%	1.1%	.7%	2.5%	1.0%	1.3%	1.0%	.0%	1.2%	1.7%	1.0%	3.4%	1.5%	1.2%	1.2%	.9%
ASSAULT 2ND	2.0%	1.4%	.7%	2.5%	2.0%	1.6%	.8%	2.1%	2.1%	1.5%	.8%	2.6%	2.0%	1.5%	.8%	.4%
BURGLARY 1ST	.6%	.6%	.5%	.4%	.5%	.4%	.4%	.9%	.6%	.5%	.5%	2.6%	.8%	.5%	.5%	3.5%
BURGLARY 2ND	11.3%	4.4%	4.3%	5.1%	10.5%	3.7%	3.4%	3.4%	10.0%	3.4%	3.2%	6.8%	9.6%	3.2%	3.5%	4.9%
ARSON 1ST,2ND	.2%	.2%	.2%	.0%	.4%	.2%	.2%	.0%	.6%	.2%	.1%	.4%	.3%	.1%	.1%	.4%
SODOMY 1ST	1.9%	.4%	.4%	1.4%	1.7%	.2%	.5%	.0%	1.9%	.4%	.3%	.4%	1.9%	.3%	.3%	.9%
SEXUAL ABUSE 1ST	2.0%	.4%	.3%	1.8%	2.7%	.6%	.3%	1.3%	2.5%	.5%	.4%	.9%	2.4%	.6%	.4%	.9%
WEAPONS OFFENSES	1.8%	4.2%	3.7%	3.6%	2.2%	4.3%	3.5%	3.9%	2.1%	5.4%	4.4%	5.1%	2.6%	5.8%	5.2%	6.2%
KIDNAPPING 1ST,2ND	.3%	.2%	.2%	1.8%	.2%	.1%	.2%	.9%	.2%	.1%	.3%	2.1%	.3%	.1%	.3%	4.9%
TOTAL	39.1%	36.0%	25.8%	45.5%	36.5%	34.5%	26.3%	48.9%	35.9%	37.4%	29.1%	57.3%	35.4%	36.5%	30.5%	53.5%
OTHER COERCIVE																
MANSLAUGHTER 2ND	.8%	.3%	.1%	.7%	.5%	.4%	.4%	.0%	.6%	.5%	.2%	1.3%	.9%	.3%	.2%	.4%
OTHER HOMICIDE	.9%	.1%	.0%	.4%	1.0%	.1%	.1%	.4%	.9%	.1%	.0%	.9%	1.0%	.1%	.1%	.4%
ROBBERY 3RD	2.4%	3.9%	1.5%	3.6%	2.1%	3.9%	1.3%	3.0%	2.3%	3.7%	1.6%	2.1%	2.5%	3.9%	1.7%	2.2%
ATT ASSAULT 2ND	.7%	.5%	.3%	1.1%	.6%	.6%	.3%	1.3%	.9%	.7%	.4%	.0%	.7%	.5%	.4%	.0%
OTHER SEX OFFENSES	2.1%	.2%	.2%	1.1%	2.3%	.2%	.2%	.0%	2.2%	.3%	.2%	1.3%	2.6%	.4%	.2%	.9%
OTHER COERCIVE	2.6%	.6%	.6%	.7%	2.4%	.5%	.5%	2.1%	2.6%	.5%	.6%	.4%	2.5%	.7%	.7%	1.3%
TOTAL	9.4%	5.5%	2.8%	7.6%	8.9%	5.6%	2.8%	6.9%	9.6%	5.7%	3.0%	6.0%	10.2%	5.8%	3.3%	5.3%
DRUG OFFENSES																
DRUG SALE	13.5%	29.6%	46.9%	19.1%	13.2%	30.5%	45.7%	12.4%	11.4%	29.7%	43.3%	13.2%	11.0%	28.5%	41.9%	16.4%
DRUG POSSESSION	7.5%	12.8%	14.1%	8.3%	7.0%	14.8%	15.4%	6.4%	7.0%	13.8%	14.8%	7.7%	6.3%	15.7%	14.4%	8.0%
TOTAL	21.0%	42.4%	61.0%	27.4%	20.2%	45.3%	61.1%	18.9%	18.4%	43.5%	58.1%	20.9%	17.3%	44.2%	56.3%	24.3%
PROPERTY AND OTHER																
BURGLARY 3RD	9.7%	5.4%	3.8%	4.3%	11.4%	4.6%	3.2%	7.7%	12.3%	4.2%	3.0%	3.8%	12.6%	4.4%	3.2%	3.1%
GRAND LARCENY	5.1%	3.8%	1.8%	5.4%	5.8%	3.7%	1.9%	7.3%	5.4%	3.4%	2.1%	4.3%	6.2%	3.6%	2.0%	4.4%
FORGERY	2.2%	.9%	.2%	1.1%	3.2%	.9%	.2%	.9%	3.7%	.7%	.2%	1.3%	3.1%	.8%	.3%	.9%
STOLEN PROPERTY	4.3%	2.8%	2.8%	2.5%	4.4%	2.6%	2.4%	3.4%	4.3%	2.5%	2.7%	2.1%	3.7%	2.3%	2.6%	1.8%
DRIVE INTOXICATED	4.4%	.2%	.1%	1.4%	5.1%	.1%	.3%	1.3%	5.4%	.1%	.2%	.9%	6.1%	.2%	.2%	3.1%
ALL OTHR FELONIES	2.2%	.7%	.4%	1.1%	2.1%	.5%	.5%	.4%	2.8%	.6%	.4%	1.7%	2.6%	.5%	.5%	.9%
TOTAL	27.8%	13.8%	9.1%	15.9%	32.0%	12.5%	8.5%	21.0%	33.9%	11.4%	8.7%	14.1%	34.3%	11.8%	8.8%	14.2%
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	2.8%	2.3%	1.3%	3.6%	2.4%	2.1%	1.3%	4.3%	2.3%	2.0%	1.1%	1.7%	2.8%	1.7%	1.2%	2.7%
TOTAL	2.8%	2.3%	1.3%	3.6%	2.4%	2.1%	1.3%	4.3%	2.3%	2.0%	1.1%	1.7%	2.8%	1.7%	1.2%	2.7%
GRAND TOTAL	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%

TABLE 9.8 CRIME BY ETHNIC STATUS BY YEAR, MALES ONLY; 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989				1990				1991				1992			
	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER
VIOLENT FELONY																
MURDER	61	185	80	8	49	134	78	6	56	174	78	12	49	176	104	13
ATTEMPT MURDER	30	87	61	5	17	73	60	4	22	126	78	2	22	111	99	4
MANSLAUGHTER 1ST	49	185	112	7	47	212	120	13	44	224	148	6	40	192	126	3
RAPE 1ST	66	106	54	2	64	131	52	4	59	125	61	7	55	121	55	4
ROBBERY 1ST	184	767	412	17	135	852	449	40	161	976	631	32	146	1088	681	27
ROBBERY 2ND	165	973	336	28	164	1100	443	17	141	1098	473	18	144	1129	507	15
ASSAULT 1ST	38	102	47	6	31	143	79	0	41	183	80	8	44	136	94	2
ASSAULT 2ND	62	131	52	7	64	173	60	5	72	166	66	5	65	178	68	1
BURGLARY 1ST	20	58	35	1	17	45	27	2	22	57	43	6	26	56	46	8
BURGLARY 2ND	359	449	309	14	336	413	254	8	331	384	251	16	314	394	304	11
ARSON 1ST,2ND	8	20	13	0	12	17	13	0	17	16	5	1	10	11	9	1
SODOMY 1ST	62	46	29	4	55	25	36	0	62	47	27	1	63	39	29	2
SEXUAL ABUSE 1ST	65	43	23	5	88	65	22	3	84	63	32	2	83	70	31	2
WEAPONS OFFENSES	59	428	271	10	71	506	268	9	70	636	366	12	88	728	450	14
KIDNAPPING 1ST,2ND	10	16	13	4	7	14	16	2	6	14	19	5	11	17	25	11
TOTAL	1238	3596	1847	118	1157	3903	1977	113	1188	4289	2358	133	1160	4446	2628	118
OTHER COERCIVE																
MANSLAUGHTER 2ND	23	31	9	1	16	36	28	0	17	45	15	3	25	32	20	0
OTHER HOMICIDE	27	9	1	1	27	11	4	1	30	6	2	2	31	7	7	1
ROBBERY 3RD	71	388	105	10	63	434	101	6	72	423	134	5	84	473	141	5
ATT ASSAULT 2ND	23	43	21	3	19	67	27	3	28	73	26	0	23	57	32	0
OTHER SEX OFFENSES	67	17	17	3	74	20	12	0	77	36	15	3	88	49	19	2
OTHER COERCIVE	80	57	43	2	74	54	37	5	85	50	51	1	82	73	54	3
TOTAL	291	545	196	20	273	622	209	15	309	633	243	14	333	691	273	11
DRUG OFFENSES																
DRUG SALE	387	2750	3086	44	374	3098	3138	28	322	2989	3051	30	307	3069	3292	36
DRUG POSSESSION	205	1245	938	23	203	1595	1075	14	206	1445	1060	17	189	1807	1130	18
TOTAL	592	3995	4024	67	577	4693	4213	42	528	4434	4111	47	496	4876	4422	54
PROPERTY AND OTHER																
BURGLARY 3RD	312	550	275	12	368	537	243	18	420	492	247	9	426	549	278	7
GRAND LARCENY	154	359	129	14	177	402	135	16	166	354	164	10	191	423	174	9
FORGERY	62	60	11	3	87	84	11	2	102	50	15	3	91	76	20	2
STOLEN PROPERTY	137	276	200	6	140	280	186	8	145	283	222	5	123	265	220	4
DRIVE INTOXICATED	142	21	10	4	163	17	24	2	184	14	19	2	204	27	19	7
ALL OTHR FELONIES	69	63	30	3	66	57	38	1	89	59	31	4	87	65	43	2
TOTAL	876	1329	655	42	1001	1377	637	47	1106	1252	698	33	1122	1405	754	31
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	86	220	98	10	78	242	96	10	77	225	87	4	91	199	99	6
TOTAL	86	220	98	10	78	242	96	10	77	225	87	4	91	199	99	6
GRAND TOTAL	3083	9685	6820	257	3086	10837	7132	227	3208	10833	7497	231	3202	11617	8176	220

TABLE 9.9 CRIME BY ETHNIC STATUS (IN PERCENT); MALES ONLY; 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989				1990				1991				1992			
	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER
VIOLENT FELONY																
MURDER	2.0%	1.9%	1.2%	3.1%	1.6%	1.2%	1.1%	2.6%	1.7%	1.6%	1.0%	5.2%	1.5%	1.5%	1.3%	5.9%
ATTEMPT MURDER	1.0%	.9%	.9%	1.9%	.6%	.7%	.8%	1.8%	.7%	1.2%	1.0%	.9%	.7%	1.0%	1.2%	1.8%
MANSLAUGHTER 1ST	1.6%	1.9%	1.6%	2.7%	1.5%	2.0%	1.7%	5.7%	1.4%	2.1%	2.0%	2.6%	1.2%	1.7%	1.5%	1.4%
RAPE 1ST	2.1%	1.1%	.8%	.0%	2.1%	1.2%	.7%	1.8%	1.8%	1.2%	.8%	3.0%	1.7%	1.0%	.7%	1.8%
ROBBERY 1ST	6.0%	7.9%	6.0%	6.6%	4.4%	7.9%	6.3%	17.6%	5.0%	9.0%	8.4%	13.9%	4.6%	9.4%	8.3%	12.3%
ROBBERY 2ND	5.4%	10.0%	4.9%	10.9%	5.3%	10.2%	6.2%	7.5%	4.4%	10.1%	6.3%	7.8%	4.5%	9.7%	6.2%	6.8%
ASSAULT 1ST	1.2%	1.1%	.7%	2.3%	1.0%	1.3%	1.1%	.0%	1.3%	1.7%	1.1%	3.5%	1.4%	1.2%	1.1%	.9%
ASSAULT 2ND	2.0%	1.4%	.8%	2.7%	2.1%	1.6%	.8%	2.2%	2.2%	1.5%	.9%	2.2%	2.0%	1.5%	.8%	.5%
BURGLARY 1ST	.6%	.6%	.5%	.4%	.6%	.4%	.4%	.9%	.7%	.5%	.6%	2.6%	.8%	.5%	.6%	3.6%
BURGLARY 2ND	11.6%	4.6%	4.5%	5.4%	10.9%	3.8%	3.6%	3.5%	10.3%	3.5%	3.3%	6.9%	9.8%	3.4%	3.7%	5.0%
ARSON 1ST,2ND	.3%	.2%	.2%	.0%	.4%	.2%	.2%	.0%	.5%	.1%	.1%	.4%	.3%	.1%	.1%	.5%
SODOMY 1ST	2.0%	.5%	.4%	1.6%	1.8%	.2%	.5%	.0%	1.9%	.4%	.4%	.4%	2.0%	.3%	.4%	.9%
SEXUAL ABUSE 1ST	2.1%	.4%	.3%	1.9%	2.9%	.6%	.3%	1.3%	2.6%	.6%	.4%	.9%	2.6%	.6%	.4%	.9%
WEAPONS OFFENSES	1.9%	4.4%	4.0%	3.9%	2.3%	4.7%	3.8%	4.0%	2.2%	5.9%	4.9%	5.2%	2.7%	6.3%	5.5%	6.4%
KIDNAPPING 1ST,2ND	.3%	.2%	.2%	1.6%	.2%	.1%	.2%	.9%	.2%	.1%	.3%	2.2%	.3%	.1%	.3%	5.0%
TOTAL	40.2%	37.1%	27.1%	45.9%	37.5%	36.0%	27.7%	49.8%	37.0%	39.6%	31.5%	57.6%	36.2%	38.3%	32.1%	53.6%
OTHER COERCIVE																
MANSLAUGHTER 2ND	.7%	.3%	.1%	.4%	.5%	.3%	.4%	.0%	.5%	.4%	.2%	1.3%	.8%	.3%	.2%	.0%
OTHER HOMICIDE	.9%	1%	.0%	.4%	.9%	.1%	.1%	.4%	.9%	.1%	.0%	.9%	1.0%	.1%	.1%	.5%
ROBBERY 3RD	2.3%	4.0%	1.5%	3.9%	2.0%	4.0%	1.4%	2.6%	2.2%	3.9%	1.8%	2.2%	2.6%	4.1%	1.7%	2.3%
ATT ASSAULT 2ND	.7%	.4%	.3%	1.2%	.6%	.6%	.4%	1.3%	.9%	.7%	.3%	.0%	.7%	.5%	.4%	.0%
OTHER SEX OFFENSES	2.2%	.2%	.2%	1.2%	2.4%	.2%	.2%	.0%	2.4%	.3%	.2%	1.3%	2.7%	.4%	.2%	.9%
OTHER COERCIVE	2.6%	.6%	.6%	.8%	2.4%	.5%	.5%	2.2%	2.6%	.5%	.7%	.4%	2.6%	.6%	.7%	1.4%
TOTAL	9.4%	5.6%	2.9%	7.8%	8.8%	5.7%	2.9%	6.6%	9.6%	5.8%	3.2%	6.1%	10.4%	5.9%	3.3%	5.0%
DRUG OFFENSES																
DRUG SALE	12.6%	28.4%	45.2%	17.1%	12.1%	28.6%	44.0%	12.3%	10.0%	27.6%	40.7%	13.0%	9.6%	26.4%	40.3%	16.4%
DRUG POSSESSION	6.6%	12.9%	13.8%	8.9%	6.6%	14.7%	15.1%	6.2%	6.4%	13.3%	14.1%	7.4%	5.9%	15.6%	13.8%	8.2%
TOTAL	19.2%	41.2%	59.0%	26.1%	18.7%	43.3%	59.1%	18.5%	16.5%	40.9%	54.8%	20.3%	15.5%	42.0%	54.1%	24.5%
PROPERTY AND OTHER																
BURGLARY 3RD	10.1%	5.7%	4.0%	4.7%	11.9%	5.0%	3.4%	7.9%	13.1%	4.5%	3.3%	3.9%	13.3%	4.7%	3.4%	3.2%
GRAND LARCENY	5.0%	3.7%	1.9%	5.4%	5.7%	3.7%	1.9%	7.0%	5.2%	3.3%	2.2%	4.3%	6.0%	3.6%	2.1%	4.1%
FORGERY	2.0%	.6%	.2%	1.2%	2.8%	.8%	.2%	.9%	3.2%	.5%	.2%	1.3%	2.8%	.7%	.2%	.9%
STOLEN PROPERTY	4.4%	2.8%	2.9%	2.3%	4.5%	2.6%	2.6%	3.5%	4.5%	2.6%	3.0%	2.2%	3.8%	2.3%	2.7%	1.8%
DRIVE INTOXICATED	4.6%	.2%	.1%	1.6%	5.3%	.2%	.3%	.9%	5.7%	.1%	.3%	.9%	6.4%	.2%	.2%	3.2%
ALL OTHR FELONIES	2.2%	.7%	.4%	1.2%	2.1%	.5%	.5%	.4%	2.8%	.5%	.4%	1.7%	2.7%	.6%	.5%	.9%
TOTAL	28.4%	13.7%	9.6%	16.3%	32.4%	12.7%	8.9%	20.7%	34.5%	11.6%	9.3%	14.3%	35.0%	12.1%	9.2%	14.1%
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	2.8%	2.3%	1.4%	3.9%	2.5%	2.2%	1.3%	4.4%	2.4%	2.1%	1.2%	1.7%	2.8%	1.7%	1.2%	2.7%
TOTAL	2.8%	2.3%	1.4%	3.9%	2.5%	2.2%	1.3%	4.4%	2.4%	2.1%	1.2%	1.7%	2.8%	1.7%	1.2%	2.7%
GRAND TOTAL	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%

Trends in Commitment Crime by Race/Ethnic Status for Females

The number of white females committed to state prison rose about 11% in the period 1989 (N=183) to 1992 (N=203), (see Table 9.10). The number of black females committed to state prison grew from 762 in 1989 to 1,011 in 1992. This is a 33% increase since 1989. However, the number of Hispanic females committed to state prison in 1992 was about the same (N=658) as the number committed in 1989 (N=646).

The crime distribution of white, black and Hispanic females has changed a little over the years 1989 to 1992. For white females the percent committed for violent felony crimes fluctuated somewhat between 1989 and 1992, with a low of 19% in 1990 and a high of 23% in 1992. The percent of white females committed for drug offenses declined from 51% in 1989 to 46% in 1992. Twenty-two percent of black females were committed for a violent felony in 1989 but only 16% were in 1992. In 1989 58% of black females were sentenced to prison for a drug felony but this rose to 70% by 1992. Even in 1989 there was a high concentration of drug offenses among Hispanic females (82%). The percent committed for drug offenses still rose slightly to stand at 84% in 1992. The percent of Hispanic females committed for a violent felony declined from 12% in 1989 to 10% in 1992. Except for white female offenders, there was a small decline in the percent committed for violent crimes and an increase in the percent committed for drug offenses.

TABLE 9.10 CRIME BY ETHNIC STATUS BY YEAR; FEMALES ONLY 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989				1990				1991				1992			
	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER
VIOLENT FELONY																
MURDER	1	3	2	0	3	8	2	0	5	7	0	0	3	9	2	0
ATTEMPT MURDER	0	3	0	1	1	2	1	0	0	3	2	0	1	7	0	0
MANSLAUGHTER 1ST	3	25	8	2	4	13	4	0	5	22	6	0	3	20	6	2
RAPE 1ST	0	0	0	0	1	0	1	0	0	1	0	0	0	2	0	0
ROBBERY 1ST	9	20	13	1	6	23	19	1	3	31	15	0	5	16	14	1
ROBBERY 2ND	4	45	21	2	6	48	12	0	12	50	22	0	9	51	17	0
ASSAULT 1ST	4	16	7	1	1	4	1	0	2	22	2	0	7	10	8	0
ASSAULT 2ND	3	15	1	0	1	11	2	0	1	17	5	1	4	14	4	0
BURGLARY 1ST	1	3	2	0	0	0	2	0	0	4	2	0	0	3	0	0
BURGLARY 2ND	11	15	12	0	7	15	7	0	14	18	14	0	14	16	4	0
ARSON 1ST,2ND	0	4	2	0	0	2	1	0	3	3	1	0	0	5	2	0
SODOMY 1ST	0	0	0	0	0	2	0	0	2	0	0	0	0	1	0	0
SEXUAL ABUSE 1ST	1	1	0	0	1	2	0	0	1	0	0	0	0	0	1	0
WEAPONS OFFENSES	1	14	8	0	1	3	4	0	3	12	5	0	0	6	5	0
KIDNAPPING 1ST,2ND	0	0	3	1	1	0	3	0	1	0	2	0	0	1	0	0
TOTAL	38	164	79	8	33	133	59	1	52	190	76	1	46	161	63	3
OTHER COERCIVE																
MANSLAUGHTER 2ND	3	4	0	1	1	5	2	0	2	9	1	0	4	3	2	1
OTHER HOMICIDE	2	1	1	0	6	1	0	0	2	1	0	0	2	3	0	0
ROBBERY 3RD	6	17	7	0	4	20	3	1	9	25	0	0	2	21	5	0
ATT ASSAULT 2ND	0	5	1	0	1	3	0	0	3	5	4	0	0	3	1	0
OTHER SEX OFFENSES	0	0	0	0	0	0	0	0	0	0	0	0	1	0	0	0
OTHER COERCIVE	4	3	3	0	5	4	3	0	5	8	2	0	4	10	7	0
TOTAL	15	30	12	1	17	33	8	1	21	48	7	0	13	40	15	1
DRUG OFFENSES																
DRUG SALE	54	346	418	9	58	467	406	1	73	574	571	1	66	527	409	1
DRUG POSSESSION	39	93	111	0	24	141	116	1	34	209	174	1	27	180	144	0
TOTAL	93	439	529	9	82	608	522	2	107	783	745	2	93	707	553	1
PROPERTY AND OTHER																
BURGLARY 3RD	4	9	5	0	4	6	3	0	3	11	3	0	4	5	3	0
GRAND LARCENY	12	43	8	1	12	32	12	1	20	49	12	0	21	30	7	1
FORGERY	10	31	5	0	16	24	3	0	27	35	2	0	13	30	3	0
STOLEN PROPERTY	3	18	6	1	5	21	2	0	2	15	5	0	3	24	7	0
DRIVE INTOXICATED	1	2	0	0	5	0	0	1	4	1	0	0	3	0	0	0
ALL OTHR FELONIES	3	8	0	0	2	3	4	0	7	8	3	0	3	1	2	0
TOTAL	33	111	24	2	44	86	24	2	63	119	25	0	47	90	22	1
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	4	18	2	0	1	8	7	0	1	13	7	0	4	13	5	0
TOTAL	4	18	2	0	1	8	7	0	1	13	7	0	4	13	5	0
GRAND TOTAL	183	762	646	20	177	868	620	6	244	1153	860	3	203	1011	658	6

TABLE 9.11
CRIME BY ETHNIC STATUS (IN PERCENT) BY YEAR, FEMALES ONLY; 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989				1990				1991				1992			
	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER	WHITE	BLACK	HISPANIC	OTHER
VIOLENT FELONY																
MURDER	.5%	.4%	.3%	.0%	1.7%	.9%	.3%	.0%	2.0%	.6%	.0%	.0%	1.5%	.9%	.3%	.0%
ATTEMPT MURDER	.0%	.4%	.0%	5.0%	.6%	.2%	.2%	.0%	.0%	.3%	.2%	.0%	.5%	.7%	.0%	.0%
MANSLAUGHTER 1ST	1.6%	3.3%	1.2%	10.0%	2.3%	1.5%	.6%	.0%	2.0%	1.9%	.7%	.0%	1.5%	2.0%	.9%	33.3%
RAPE 1ST	.0%	.0%	.0%	.0%	.6%	.0%	.2%	.0%	.0%	.1%	.0%	.0%	.0%	.2%	.0%	.0%
ROBBERY 1ST	4.9%	2.6%	2.0%	5.0%	3.4%	2.6%	3.1%	16.7%	1.2%	2.7%	1.7%	.0%	2.5%	1.6%	2.1%	16.7%
ROBBERY 2ND	2.2%	5.9%	3.3%	10.0%	3.4%	5.5%	1.9%	.0%	4.9%	4.3%	2.6%	.0%	4.4%	5.0%	2.6%	.0%
ASSAULT 1ST	2.2%	2.1%	1.1%	5.0%	.6%	.5%	.2%	.0%	.8%	1.9%	.2%	.0%	3.4%	1.0%	1.2%	.0%
ASSAULT 2ND	1.6%	2.0%	.2%	.0%	.6%	1.3%	.3%	.0%	.4%	1.5%	.6%	33.3%	2.0%	1.4%	.6%	.0%
BURGLARY 1ST	.5%	.4%	.3%	.0%	.0%	.0%	.3%	.0%	.0%	.3%	.2%	.0%	.0%	.3%	.0%	.0%
BURGLARY 2ND	6.0%	2.0%	1.9%	.0%	4.0%	1.7%	1.1%	.0%	5.7%	1.6%	1.6%	.0%	6.9%	1.6%	.6%	.0%
ARSON 1ST,2ND	.0%	.5%	.3%	.0%	.0%	.2%	.2%	.0%	1.2%	.3%	.1%	.0%	.0%	.5%	.3%	.0%
SODOMY 1ST	.0%	.0%	.0%	.0%	.0%	.2%	.0%	.0%	.8%	.0%	.0%	.0%	.0%	.1%	.0%	.0%
SEXUAL ABUSE 1ST	.5%	.1%	.0%	.0%	.6%	.2%	.0%	.0%	.4%	.0%	.0%	.0%	.0%	.0%	.2%	.0%
WEAPONS OFFENSES	.5%	1.8%	1.2%	.0%	.6%	.3%	.6%	.0%	1.2%	1.0%	.6%	.0%	.0%	.6%	.8%	.0%
KIDNAPPING 1ST,2ND	.0%	.0%	.5%	5.0%	.6%	.0%	.5%	.0%	.4%	.0%	.2%	.0%	.0%	.1%	.0%	.0%
TOTAL	20.8%	21.5%	12.2%	40.0%	18.6%	15.3%	9.5%	16.7%	21.3%	16.5%	8.8%	33.3%	22.7%	15.9%	9.6%	50.0%
OTHER COERCIVE																
MANSLAUGHTER 2ND	1.6%	.5%	.0%	5.0%	.6%	.6%	.3%	.0%	.8%	.8%	.1%	.0%	2.0%	.3%	.3%	16.7%
OTHER HOMICIDE	1.1%	.1%	.2%	.0%	3.4%	.1%	.0%	.0%	.8%	.1%	.0%	.0%	1.0%	.3%	.0%	.0%
ROBBERY 3RD	3.3%	2.2%	1.1%	.0%	2.3%	2.3%	.5%	16.7%	3.7%	2.2%	.0%	.0%	1.0%	2.1%	.8%	.0%
ATT ASSAULT 2ND	.0%	.7%	.2%	.0%	.6%	.3%	.0%	.0%	1.2%	.4%	.5%	.0%	.0%	.3%	.2%	.0%
OTHER SEX OFFENSES	.0%	.0%	.0%	.0%	.0%	.0%	.0%	.0%	.0%	.0%	.0%	.0%	.5%	.0%	.0%	.0%
OTHER COERCIVE	2.2%	.4%	.5%	.0%	2.8%	.5%	.5%	.0%	2.0%	.7%	.2%	.0%	2.0%	1.0%	1.1%	.0%
TOTAL	8.2%	3.9%	1.9%	5.0%	9.6%	3.8%	1.3%	16.7%	8.6%	4.2%	.8%	.0%	6.4%	4.0%	2.3%	16.7%
DRUG OFFENSES																
DRUG SALE	29.5%	45.4%	64.7%	45.0%	32.8%	53.8%	65.5%	16.7%	29.9%	49.8%	66.4%	33.3%	32.5%	52.1%	62.2%	16.7%
DRUG POSSESSION	21.3%	12.2%	17.2%	.0%	13.6%	16.2%	18.7%	16.7%	13.9%	18.1%	20.2%	33.3%	13.3%	17.8%	21.9%	.0%
TOTAL	50.8%	57.6%	81.9%	45.0%	46.3%	70.0%	84.2%	33.3%	43.9%	67.9%	86.6%	66.7%	45.8%	69.9%	84.0%	16.7%
PROPERTY AND OTHER																
BURGLARY 3RD	2.2%	1.2%	.0%	.0%	2.3%	.7%	.5%	.0%	1.2%	1.0%	.3%	.0%	2.0%	.5%	.5%	.0%
GRAND LARCENY	6.6%	5.6%	1.2%	5.0%	6.8%	3.7%	1.9%	16.7%	8.2%	4.2%	1.4%	.0%	10.3%	3.0%	1.1%	16.7%
FORGERY	5.5%	4.1%	.8%	.0%	9.0%	2.8%	.5%	.0%	11.1%	3.0%	.2%	.0%	6.4%	3.0%	.5%	.0%
STOLEN PROPERTY	1.6%	2.4%	.9%	5.0%	2.8%	2.4%	.3%	.0%	.8%	1.3%	.6%	.0%	1.5%	2.4%	1.1%	.0%
DRIVE INTOXICATED	.5%	.3%	.0%	.0%	2.8%	.0%	.0%	16.7%	1.6%	.1%	.0%	.0%	1.5%	.0%	.0%	.0%
ALL OTHR FELONIES	1.6%	1.0%	.0%	.0%	1.1%	.3%	.6%	.0%	2.9%	.7%	.3%	.0%	1.5%	.1%	.3%	.0%
TOTAL	18.0%	14.6%	3.7%	10.0%	24.9%	9.9%	3.9%	33.3%	25.8%	10.3%	2.9%	.0%	23.2%	8.9%	3.3%	16.7%
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	2.2%	2.4%	.3%	.0%	.6%	.9%	1.1%	.0%	.4%	1.1%	.8%	.0%	2.0%	1.3%	.8%	.0%
TOTAL	2.2%	2.4%	.3%	.0%	.6%	.9%	1.1%	.0%	.4%	1.1%	.8%	.0%	2.0%	1.3%	.8%	.0%
GRAND TOTAL	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%

Section 10

AGE AT ADMISSION

The average age at admission was 29.2 years in 1992. For males the average was 29.1 years, for females 30.8 years (see Table 10.1).

Whites were the oldest at commitment (average age 30.6 years), followed by Hispanics (average age 29.7 years), blacks (28.5 years) and others (26.7 years) (see Table 10.2).

The age distribution by gender and ethnic status for 1992 new court commitments is presented in Table 10.3 (see also Figure 10.1). The modal age at commitment for all groups (except "others") was 25-29 years old. For "others" it was 21-24 years old. Crime by age at commitment (broken into 12 categories) is presented in Table 10.4.

Average Age at Admission by Crime and Gender

Among 1992 commitments females were approximately a year older on average than were males committed for the same offenses except for property and other felonies where females were three years older on average than males (see Table 10.5).

It can also be seen in Table 10.5 that for both males and females the average age at commitment within the violent and other coercive crime group is steady across the years 1989 through 1992. However, among drug and property offenders, the average age of new commitments rose from 1989 to 1992. Among males committed for drug offenses, the average age at commitment rose from 29.3 in 1989 to 30.4 years in 1992. The average age of female drug commitments also rose, from 29.6 years in 1989 to 31.1 years in 1992. The average age of male property and other felony commitments increased by nearly two years from 1989 to 1992, rising from 28.9 years among males and 31.8 years among females in 1989 to 30.6 years among males and 33.5 years among females in 1992.

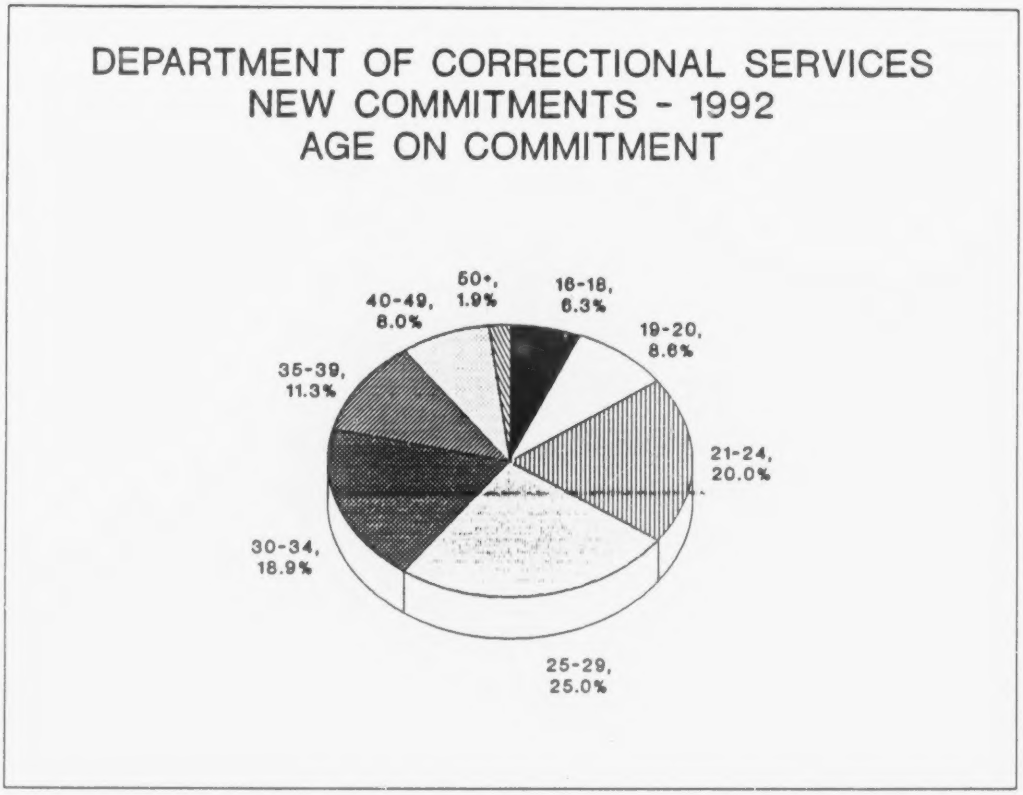
Average Age at Admission by Crime and Race/Ethnic Status

Whites committed in 1992 for violent felony crimes were older (average age 29.5) than either blacks or Hispanics committed for violent crimes (average age 26.7 years and 27 years) (see Table 10.6). The same age ordering occurred among other coercive offenders and drug offenders. Among property offenders, black offenders (31.1 years), and white offenders (30.9 years) were about the same age at commitment and Hispanic offenders were about a year younger (29.7 years).

The average age at commitment fell for violent felony offenders from 27.8 years in 1989 to 27.3 years in 1992. This was because among non-white violent felony offender commitments average age at commitment fell. For example, among black violent felony offender it declined from 27 years in 1987 to 26.7 years in 1992. Contrary to the trend for violent felony offender commitments as a whole, age at commitment for whites rose from 29.5 years in 1989 to 30.0 years in 1992.

Average age at commitment for drug, property, and various coercive offenses rose from 1989 to 1992. For example, among drug offenders, average age at commitment increased from 29.3 years to 30.5 years between 1989 and 1992.

FIGURE 10.1


DEPARTMENT OF CORRECTIONAL SERVICES
NEW COMMITMENTS - 1992
AGE ON COMMITMENT

AGE ON COMMITMENT
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

	AGE ON COMMITMENT									
MINIMUM SENTENCE	16 - 18	19 - 20	21 - 24	25 - 29	30 -34	35 - 39	40 - 49	50 - 59	60 & OVER	TOTAL
MALES	1,563	2,087	4,773	5697	4280	2564	1845	372	86	23,267
FEMALES	35	67	251	598	468	283	165	18	3	1,888
TOTAL COMMITMENTS:	1,598	2,154	5,024	6,295	4,748	2,847	2,010	390	89	25,155
PERCENT	6.4%	8.6%	20.0%	25.0%	18.9%	11.3%	8.0%	1.6%	0.4%	ERR

TABLE 10.1 AGE AT COMMITMENT BY SEX
1992 NEW COURT COMMITMENTS

AGE AT	MALE	FEMALE	TOTAL
16-18 YR	1563 6.7%	35 1.9%	1598 6.4%
19-20 YR	2087 9.0%	67 3.5%	2154 8.6%
21-24 YR	4773 20.5%	251 13.3%	5024 20.0%
25-29 YR	5697 24.5%	598 31.7%	6295 25.0%
30-34 YR	4280 18.4%	468 24.8%	4748 18.9%
35-39 YR	2564 11.0%	283 15.0%	2847 11.3%
40-44 YR	1237 5.3%	125 6.6%	1362 5.4%
45-49 YR	608 2.6%	40 2.1%	648 2.6%
50-54 YR	237 1.0%	16 .8%	253 1.0%
55-59 YR	135 .6%	2 .1%	137 .5%
60-64 YR	56 .2%	1 .1%	57 .2%
65 AND OVER	30 .1%	2 .1%	32 .1%
TOTAL	23267 100.0%	1888 100.0%	25155 100.0%
AVERAGE	29.1	30.8	29.2

TABLE 10.2
AGE AT COMMITMENT BY ETHNIC STATUS
1992 NEW COURT COMMITMENTS

AGE AT COMMITMENT	WHITE	BLACK	HISPAN	OTHER	TOTAL
16-18 YR	152 4.5%	924 7.3%	482 5.5%	35 15.5%	1593 6.3%
19-20 YR	270 7.9%	1171 9.3%	679 7.7%	32 14.2%	2152 8.6%
21-24 YR	673 19.8%	2569 20.3%	1718 19.4%	54 23.9%	5014 20.0%
25-29 YR	776 22.8%	3301 26.1%	2170 24.6%	35 15.5%	6282 25.0%
30-34 YR	631 18.5%	2383 18.9%	1685 19.1%	36 15.9%	4735 18.9%
35-39 YR	400 11.7%	1315 10.4%	1110 12.6%	16 7.1%	2841 11.3%
40-44 YR	229 6.7%	578 4.6%	542 6.1%	8 3.5%	1357 5.4%
45-49 YR	142 4.2%	221 1.7%	275 3.1%	7 3.1%	645 2.6%
50-54 YR	50 1.5%	97 .8%	103 1.2%	2 .9%	252 1.0%
55-59 YR	49 1.4%	36 .3%	49 .6%	0 .0%	134 .5%
60-64 YR	17 .5%	21 .2%	18 .2%	1 .4%	57 .2%
65 AND OVER	16 .5%	13 .1%	3 .0%	0 .0%	32 .1%
TOTAL	3405 100.0%	12629 100.0%	8834 100.0%	226 100.0%	25094 100.0%
AVERAGE	30.6	28.5	29.7	26.7	29.2

TABLE 10.3
AGE BY SEX BY ETHNIC STATUS
1992 NEW COURT COMMITMENTS

AGE AT COMMITMENT	MALE					FEMALE				
	WHITE	BLACK	HISPAN	OTHER	TOTAL	WHITE	BLACK	HISPAN	OTHER	TOTAL
16-18 YR	147 4.6%	902 7.8%	474 5.8%	35 15.9%	1558 6.7%	5 2.5%	22 2.2%	8 1.2%	0 .0%	35 1.9%
19-20 YR	266 8.3%	1127 9.7%	661 8.1%	31 14.1%	2085 9.0%	4 2.0%	44 4.4%	18 2.7%	1 16.7%	67 3.6%
21-24 YR	644 20.1%	2444 21.0%	1622 19.8%	54 24.5%	4764 20.5%	29 14.3%	125 12.4%	96 14.6%	0 .0%	250 13.3%
25-29 YR	711 22.2%	2961 25.5%	1981 24.2%	34 15.5%	5687 24.5%	65 32.0%	340 33.6%	189 28.7%	1 16.7%	595 31.7%
30-34 YR	586 18.3%	2142 18.4%	1511 18.5%	32 14.5%	4271 18.4%	45 22.2%	241 23.8%	174 26.4%	4 66.7%	464 24.7%
35-39 YR	371 11.6%	1153 9.9%	1019 12.5%	16 7.3%	2559 11.0%	29 14.3%	162 16.0%	91 13.8%	0 .0%	282 15.0%
40-44 YR	212 6.6%	527 4.5%	486 5.9%	8 3.6%	1233 5.3%	17 8.4%	51 5.0%	56 8.5%	0 .0%	124 6.6%
45-49 YR	137 4.3%	204 1.8%	257 3.1%	7 3.2%	605 2.6%	5 2.5%	17 1.7%	18 2.7%	0 .0%	40 2.1%
50-54 YR	49 1.5%	90 .8%	95 1.2%	2 .9%	236 1.0%	1 .5%	7 .7%	8 1.2%	0 .0%	16 .9%
55-59 YR	48 1.5%	35 .3%	49 .6%	0 .0%	132 .6%	1 .5%	1 .1%	0 .0%	0 .0%	2 .1%
60-64 YR	17 .5%	20 .2%	18 .2%	1 .5%	56 .2%	0 .0%	1 .1%	0 .0%	0 .0%	1 .1%
65 AND OVER	14 .4%	13 .1%	3 .0%	0 .0%	30 .1%	2 1.0%	0 .0%	0 .0%	0 .0%	2 .1%
TOTAL	3202 100.0%	11618 100.0%	8176 100.0%	220 100.0%	23216 100.0%	203 100.0%	1011 100.0%	658 100.0%	6 100.0%	1878 100.0%
AVERAGE	100.0% 30.6	100.0% 28.3	100.0% 29.6	100.0% 26.6	100.0% 29.1	100.0% 31.4	100.0% 30.4	100.0% 31.3	100.0% 29.6	100.0% 30.8

TABLE 10.4 CRIME BY AGE AT COMMITMENT; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	16-18 YR	19-20 YR	21-24 YR	25-29 YR	30-34 YR	35-39 YR	40-44 YR	45-49 YR	50-54 YR	55-59 YR	60-64 YR	65 AND OVER	TOTAL
VIOLENT FELONY													
MURDER	24 6.7%	58 16.2%	90 25.2%	71 19.9%	47 13.2%	34 9.5%	10 2.8%	12 3.4%	5 1.4%	1 .3%	2 .6%	3 .8%	357 100.0%
ATTEMPT MURDER	38 15.6%	39 16.0%	63 25.8%	37 15.2%	30 12.3%	13 5.3%	7 2.9%	8 3.3%	4 1.6%	1 .4%	3 1.2%	1 .4%	244 100.0%
MANSLAUGHTER 1ST	36 9.1%	67 17.0%	93 23.5%	66 16.7%	54 13.7%	30 7.6%	18 4.6%	13 3.3%	4 1.0%	6 1.5%	3 .8%	5 1.3%	395 100.0%
RAPE 1ST	17 7.2%	18 7.6%	46 19.4%	43 18.1%	40 16.9%	30 12.7%	24 10.1%	9 3.8%	6 2.5%	2 .8%	2 .8%	0 .0%	237 100.0%
ROBBERY 1ST	324 16.3%	306 15.4%	507 25.5%	440 22.2%	224 11.3%	109 5.5%	44 2.2%	15 .8%	10 .5%	3 .2%	2 .1%	2 .1%	1986 100.0%
ROBBERY 2ND	189 10.1%	242 12.9%	495 26.4%	531 28.4%	237 12.7%	120 6.4%	37 2.0%	13 .7%	5 .3%	3 .2%	1 .1%	0 .0%	1873 100.0%
ASSAULT 1ST	34 11.3%	34 11.3%	63 20.9%	59 19.6%	48 15.9%	23 7.6%	22 7.3%	12 4.0%	4 1.3%	2 .7%	0 .0%	0 .0%	301 100.0%
ASSAULT 2ND	27 8.0%	50 14.8%	61 18.1%	70 20.8%	64 19.0%	32 9.5%	13 3.9%	9 2.7%	6 1.8%	4 1.2%	1 .3%	0 .0%	337 100.0%
BURGLARY 1ST	13 9.2%	17 12.1%	29 20.6%	39 27.7%	25 17.7%	10 7.1%	2 1.4%	2 1.4%	1 .7%	2 1.4%	1 .7%	0 .0%	141 100.0%
BURGLARY 2ND	40 3.8%	76 7.2%	214 20.2%	276 26.0%	234 22.1%	137 12.9%	58 5.5%	15 1.4%	4 .4%	5 .5%	1 .1%	0 .0%	1060 100.0%
ARSON 1ST,2ND	0 .0%	5 13.2%	2 5.3%	8 21.1%	13 34.2%	5 13.2%	0 .0%	2 5.3%	2 5.3%	1 2.6%	0 .0%	0 .0%	38 100.0%
SODOMY 1ST	4 3.0%	5 3.7%	15 11.2%	28 20.9%	25 18.7%	20 14.9%	12 9.0%	13 9.7%	6 4.5%	3 2.2%	1 .7%	2 1.5%	134 100.0%
SEXUAL ABUSE 1ST	5 2.7%	8 4.3%	19 10.1%	39 20.7%	44 23.4%	36 19.1%	11 5.9%	13 6.9%	5 2.7%	4 2.1%	1 .5%	3 1.6%	188 100.0%
WEAPONS OFFENSES	98 7.6%	165 12.8%	358 27.7%	325 25.1%	187 14.5%	81 6.3%	45 3.5%	19 1.5%	9 .7%	6 .5%	1 .1%	0 .0%	1294 100.0%
KIDNAPPING 1ST,2ND	8 12.3%	7 10.8%	17 26.2%	15 23.1%	7 10.8%	5 7.7%	3 4.6%	3 4.6%	0 .0%	0 .0%	0 .0%	0 .0%	65 100.0%
SUBTOTAL	857 9.9%	1097 12.7%	2072 24.0%	2047 23.7%	1279 14.8%	685 7.9%	306 3.5%	158 1.8%	71 .8%	43 .5%	19 .2%	16 .2%	8650 100.0%
OTHER COERCIVE													
MANSLAUGHTER 2ND	11 12.5%	10 11.4%	21 23.9%	17 19.3%	13 14.8%	9 10.2%	3 3.4%	3 3.4%	0 .0%	0 .0%	1 1.1%	0 .0%	88 100.0%
OTHER HOMICIDE	3 5.8%	4 7.7%	12 23.1%	12 23.1%	13 25.0%	5 9.6%	1 1.9%	2 3.8%	0 .0%	0 .0%	0 .0%	0 .0%	52 100.0%
ROBBERY 3RD	37 5.1%	51 7.0%	169 23.1%	233 31.9%	151 20.7%	58 7.9%	22 3.0%	6 .8%	1 .1%	1 .1%	2 .3%	0 .0%	731 100.0%
ATT ASSAULT 2ND	1 .9%	11 9.4%	28 23.9%	24 20.5%	25 21.4%	12 10.3%	9 7.7%	4 3.4%	2 1.7%	0 .0%	1 .9%	0 .0%	117 100.0%
OTHER SEX OFFENSES	1 .6%	6 3.8%	16 10.1%	29 18.2%	32 20.1%	22 13.8%	25 15.7%	14 8.8%	4 2.5%	5 3.1%	5 3.1%	0 .0%	159 100.0%
OTHER COERCIVE	10 4.3%	21 9.0%	49 21.0%	53 22.7%	39 16.7%	27 11.6%	11 4.7%	13 5.6%	4 1.7%	3 1.3%	2 .9%	1 .4%	233 100.0%
SUBTOTAL	63 4.6%	103 7.5%	295 21.4%	368 26.7%	273 19.8%	133 9.6%	71 5.1%	42 3.0%	11 .8%	9 .7%	11 .8%	1 .1%	1380 100.0%
DRUG SALE	176 2.3%	396 5.1%	1267 16.4%	2123 27.5%	1695 22.0%	1137 14.7%	552 7.1%	237 3.1%	88 1.1%	39 .5%	8 .1%	3 .0%	7721 100.0%
DRUG POSSESSION	129 3.7%	269 7.7%	731 20.9%	862 24.6%	685 19.5%	438 12.5%	213 6.1%	100 2.9%	42 1.2%	24 .7%	6 .2%	5 .1%	3504 100.0%
SUBTOTAL	305 2.7%	665 5.9%	1998 17.8%	2985 26.6%	2380 21.2%	1575 14.0%	765 6.8%	337 3.0%	130 1.2%	63 .6%	14 .1%	8 .1%	11225 100.0%
PROPERTY AND OTHER													
BURGLARY 3RD	31 2.4%	60 4.7%	246 19.3%	332 26.1%	322 25.3%	170 13.4%	72 5.7%	26 2.0%	11 .9%	1 .1%	0 .0%	2 .2%	1273 100.0%
GRAND LARCENY	37 4.3%	43 5.0%	144 16.8%	225 26.3%	204 23.8%	98 11.4%	58 6.8%	27 3.2%	8 .9%	8 .9%	4 .5%	1 .1%	857 100.0%
FORGERY	0 .0%	7 3.0%	33 13.9%	63 26.6%	47 19.8%	43 18.1%	22 9.3%	14 5.9%	4 1.7%	2 .8%	1 .4%	1 .4%	237 100.0%
STOLEN PROPERTY	31 4.8%	47 7.3%	170 26.2%	171 26.4%	113 17.4%	70 10.8%	28 4.3%	10 1.5%	6 .9%	2 .3%	0 .0%	0 .0%	648 100.0%
DRIVE INTOXICATED	0 .0%	1 .4%	17 6.5%	50 19.2%	80 30.8%	48 18.5%	20 7.7%	21 8.1%	9 3.5%	5 1.9%	6 2.3%	3 1.2%	260 100.0%
ALL OTHR FELONIES	3 1.5%	14 6.8%	24 11.7%	49 23.9%	50 24.4%	24 11.7%	20 9.8%	12 5.9%	3 1.5%	4 2.0%	2 1.0%	0 .0%	205 100.0%
SUBTOTAL	102 2.9%	172 4.9%	634 18.2%	890 25.6%	816 23.4%	453 13.0%	220 6.3%	110 3.2%	41 1.2%	22 .6%	13 .4%	7 .2%	3480 100.0%
YOUTHFUL OFFENDR	270 64.7%	117 28.1%	25 6.0%	5 1.2%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	417 100.0%
SUBTOTAL	270 64.7%	117 28.1%	25 6.0%	5 1.2%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	0 .0%	417 100.0%
GRAND TOTAL	1597 6.3%	2154 8.6%	5024 20.0%	6295 25.0%	4748 18.9%	2846 11.3%	1362 5.4%	647 2.6%	253 1.0%	137 .5%	57 .2%	32 .1%	25152 100.0%

TABLE 10.5 CRIME BY SEX, AVERAGE AGE AND YEAR RECEIVED; 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	YEAR RECEIVED											
	1989						1990					
	MALE		FEMALE		TOTAL		MALE		FEMALE		TOTAL	
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE
VIOLENT FELONY												
MURDER	336	28.0	6	30.6	342	28.1	271	29.0	13	30.0	284	29.0
ATTEMPT MURDER	183	28.6	4	30.4	187	28.6	157	28.5	4	29.1	161	28.5
MANSLAUGHTER 1ST	354	29.7	38	34.0	392	30.2	394	28.2	21	32.7	415	28.4
RAPE 1ST	229	30.9	0	.	229	30.9	255	31.2	2	27.2	257	31.1
ROBBERY 1ST	1382	26.0	43	27.8	1425	26.1	1485	25.8	49	26.7	1534	25.8
ROBBERY 2ND	1510	25.9	72	27.0	1582	26.0	1735	25.6	68	27.1	1803	25.7
ASSAULT 1ST	194	29.0	28	31.1	222	29.3	257	28.8	6	30.8	263	28.9
ASSAULT 2ND	252	30.4	19	31.9	271	30.5	305	29.1	14	29.0	319	29.1
BURGLARY 1ST	115	28.8	6	27.0	121	28.7	93	28.0	2	35.5	95	28.1
BURGLARY 2ND	1134	27.8	38	28.6	1172	27.8	1021	28.6	29	27.9	1050	28.6
ARSON 1ST,2ND	41	32.6	7	28.8	48	32.1	42	30.1	3	34.4	45	30.4
SODOMY 1ST	144	34.1	0	.	144	34.1	117	35.8	2	35.8	119	35.8
SEXUAL ABUSE 1ST	140	34.0	2	25.1	142	33.8	181	34.1	3	34.7	184	34.1
WEAPONS OFFENSES	769	28.3	23	29.4	792	28.3	858	27.9	8	30.4	866	27.9
KIDNAPPING 1ST,2ND	43	27.6	4	29.1	47	27.7	39	26.9	4	22.9	43	26.5
TOTAL	6826	27.7	290	29.3	7116	27.8	7210	27.6	228	28.4	7438	27.6
OTHER COERCIVE												
MANSLAUGHTER 2ND	64	30.1	8	32.7	72	30.4	80	28.2	8	29.7	88	28.3
OTHER HOMICIDE	38	32.5	4	33.4	42	32.6	43	33.7	7	29.3	50	33.1
ROBBERY 3RD	577	27.2	30	27.6	607	27.2	609	27.1	28	28.8	637	27.2
ATT ASSAULT 2ND	91	30.1	6	26.9	97	29.9	118	28.1	4	27.6	122	28.0
OTHER SEX OFFENSES	106	36.9	0	.	106	36.9	108	36.8	0	.	108	36.8
OTHER COERCIVE	182	29.5	10	32.8	192	29.7	171	31.1	12	33.4	183	31.2
TOTAL	1058	29.2	58	29.5	1116	29.2	1129	29.1	59	29.9	1188	29.1
DRUG OFFENSES												
DRUG SALE	6277	29.4	827	29.3	7104	29.4	6658	29.8	939	29.9	7597	29.9
DRUG POSSESSION	2416	29.1	243	30.8	2659	29.2	2903	29.1	285	30.0	3188	29.2
TOTAL	8693	29.3	1070	29.6	9763	29.3	9561	29.6	1224	29.9	10785	29.7
PROPERTY AND OTHER												
BURGLARY 3RD	1154	28.2	18	27.3	1172	28.2	1178	29.0	13	27.2	1191	29.0
GRAND LARCENY	661	28.8	64	32.4	725	29.1	736	29.4	57	36.0	793	29.9
FORGERY	136	30.8	46	32.9	182	31.3	184	31.5	43	31.1	227	31.5
STOLEN PROPERTY	620	27.5	28	31.9	648	27.6	617	27.5	28	35.0	645	27.8
DRIVE INTOXICATED	177	34.6	3	34.9	180	34.6	211	35.5	6	34.8	217	35.5
ALL OTHR FELONIES	165	31.4	11	29.6	176	31.3	163	32.9	9	33.2	172	32.9
TOTAL	2913	28.9	170	31.8	3083	29.0	3089	29.6	156	33.5	3245	29.8
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	416	18.8	24	18.6	440	18.8	426	18.6	16	19.5	442	18.6
TOTAL	416	18.8	24	18.6	440	18.8	426	18.6	16	19.5	442	18.6
GRAND TOTAL	19906	28.5	1612	29.6	21518	28.6	21414	28.7	1683	30.0	23097	28.8

(continued)

TABLE 10.5 CRIME BY SEX, AVERAGE AGE AND YEAR RECEIVED; 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	YEAR RECEIVED											
	1991						1992					
	MALE		FEMALE		TOTAL		MALE		FEMALE		TOTAL	
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE
VIOLENT FELONY												
MURDER	321	27.5	12	34.4	333	27.8	343	27.9	14	30.0	357	28.0
ATTEMPT MURDER	228	26.2	5	23.3	233	26.2	236	27.0	8	30.4	244	27.1
MANSLAUGHTER 1ST	423	28.0	33	30.2	456	28.2	364	28.5	31	29.5	395	28.6
RAPE 1ST	255	31.1	1	40.2	256	31.2	235	30.7	2	36.0	237	30.8
ROBBERY 1ST	1808	25.5	50	27.7	1858	25.5	1950	25.2	36	29.1	1986	25.3
ROBBERY 2ND	1736	25.7	84	28.4	1820	25.8	1796	26.0	77	28.2	1873	26.1
ASSAULT 1ST	313	28.7	26	29.2	339	28.8	276	28.5	25	28.3	301	28.5
ASSAULT 2ND	315	28.7	24	29.9	339	28.8	313	28.4	24	30.0	337	28.5
BURGLARY 1ST	128	28.6	6	29.7	134	28.6	138	27.6	3	26.5	141	27.5
BURGLARY 2ND	989	28.7	46	28.6	1035	28.7	1026	29.3	34	28.7	1060	29.3
ARSON 1ST,2ND	39	32.5	7	37.2	46	33.2	31	31.4	7	35.5	38	32.1
SODOMY 1ST	140	36.0	2	21.7	142	35.8	133	34.9	1	23.5	134	34.8
SEXUAL ABUSE 1ST	182	33.1	1	39.2	183	33.1	187	33.8	1	38.1	188	33.8
WEAPONS OFFENSES	1087	27.7	20	30.3	1107	27.7	1283	27.0	11	24.2	1294	27.0
KIDNAPPING 1ST,2ND	45	29.4	3	23.9	48	29.0	64	27.3	1	18.0	65	27.1
TOTAL	8009	27.3	320	29.1	8329	27.4	8375	27.3	275	28.9	8650	27.3
OTHER COERCIVE												
MANSLAUGHTER 2ND	80	29.3	12	30.9	92	29.5	78	27.1	10	31.5	88	27.6
OTHER HOMICIDE	41	28.4	3	34.8	44	28.8	46	28.3	6	30.1	52	28.5
ROBBERY 3RD	636	27.7	34	29.7	670	27.8	703	27.9	28	28.6	731	27.9
ATT ASSAULT 2ND	128	29.6	12	28.9	140	29.5	113	30.3	4	34.8	117	30.5
OTHER SEX OFFENSES	131	36.9	0	.	131	36.9	158	35.8	1	30.5	159	35.8
OTHER COERCIVE	188	30.4	15	30.6	203	30.4	212	30.2	21	33.0	233	30.5
TOTAL	1204	29.4	76	30.1	1280	29.5	1310	29.4	70	30.9	1380	29.5
DRUG OFFENSES												
DRUG SALE	6403	30.2	1222	30.4	7625	30.2	6714	30.8	1007	30.8	7721	30.8
DRUG POSSESSION	2735	29.6	418	31.4	3153	29.8	3152	29.6	352	32.0	3504	29.9
TOTAL	9138	30.0	1640	30.7	10778	30.1	9866	30.4	1359	31.1	11225	30.5
PROPERTY AND OTHER												
BURGLARY 3RD	1174	29.3	17	31.4	1191	29.3	1261	30.1	12	30.7	1273	30.1
GRAND LARCENY	698	29.7	81	33.2	779	30.0	797	30.3	60	34.8	857	30.6
FORGERY	170	30.3	64	32.2	234	30.8	190	32.8	47	33.7	237	33.0
STOLEN PROPERTY	656	27.8	22	31.2	678	27.9	614	28.2	34	31.3	648	28.4
DRIVE INTOXICATED	222	34.4	5	33.5	227	34.4	257	36.0	3	36.9	260	36.0
ALL OTHR FELONIES	187	33.1	18	33.4	205	33.1	199	32.5	6	35.6	205	32.6
TOTAL	3107	29.7	207	32.5	3314	29.9	3318	30.6	162	33.5	3480	30.7
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	394	18.8	21	18.9	415	18.8	395	18.8	22	19.3	417	18.8
TOTAL	394	18.8	21	18.9	415	18.8	395	10.8	22	19.3	417	18.8
GRAND TOTAL	21851	28.7	2264	30.5	24115	28.9	23264	29.1	1888	30.8	25152	29.2

TABLE 10.6
CRIME BY AVERAGE AGE BY ETHNIC STATUS AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	YEAR RECEIVED															
	1989								1990				1990			
	WHITE		BLACK		HISPAN		TOTAL		WHITE		BLACK		HISPAN		TOTAL	
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE
VIOLENT FELONY																
MURDER	70	29.2	188	26.9	82	29.8	340	28.1	58	30.7	142	28.3	80	29.1	280	29.0
ATTEMPT MURDER	36	33.2	90	27.1	61	28.2	187	28.6	22	31.4	75	27.8	61	28.4	158	28.6
MANSLAUGHTER 1ST	61	33.5	210	28.9	120	30.4	391	30.1	64	32.1	225	27.9	124	27.3	413	28.4
RAPE 1ST	68	31.6	106	30.5	54	30.9	228	30.9	69	32.7	131	30.0	53	31.0	253	30.9
ROBBERY 1ST	211	28.2	787	25.4	425	26.3	1423	26.1	182	28.1	875	25.4	468	25.7	1525	25.8
ROBBERY 2ND	199	27.9	1018	25.6	357	26.0	1574	26.0	187	28.5	1148	25.5	455	25.1	1790	25.7
ASSAULT 1ST	49	30.4	118	28.5	54	30.1	221	29.3	32	31.2	147	27.8	80	29.4	259	28.7
ASSAULT 2ND	72	29.1	146	30.3	53	32.7	271	30.5	70	27.9	184	28.9	62	30.6	316	29.0
BURGLARY 1ST	22	29.7	61	28.0	37	29.5	120	28.8	19	31.9	45	26.3	29	29.1	93	28.3
BURGLARY 2ND	384	27.1	464	28.2	321	28.0	1169	27.8	351	27.8	428	28.9	261	29.3	1040	28.6
ARSON 1ST,2ND	8	30.2	24	33.9	15	30.3	47	32.1	12	31.2	19	31.0	14	28.9	45	30.4
SODOMY 1ST	66	35.8	46	30.8	29	34.2	141	33.9	55	37.8	27	30.6	36	37.0	118	35.9
SEXUAL ABUSE 1ST	71	35.3	44	31.5	23	33.2	138	33.7	92	35.1	67	32.1	22	33.8	181	33.9
WEAPONS OFFENSES	70	33.0	442	27.4	279	28.5	791	28.3	81	31.7	509	26.9	272	28.5	862	27.9
KIDNAPPING 1ST,2ND	15	29.3	16	24.8	16	29.1	47	27.7	10	27.0	14	24.9	19	27.4	43	26.5
TOTAL	1402	29.5	3760	27.0	1926	28.0	7088	27.8	1304	29.9	4036	26.8	2036	27.5	7376	27.6
OTHER COERCIVE																
MANSLAUGHTER 2ND	28	29.3	35	31.3	9	30.3	72	30.4	17	28.5	41	28.6	30	27.8	88	28.3
OTHER HOMICIDE	30	31.3	10	36.7	2	32.0	42	32.6	34	31.7	12	37.0	4	33.5	50	33.1
ROBBERY 3RD	87	28.2	405	27.1	112	26.6	604	27.2	74	27.4	454	27.3	104	26.4	632	27.2
ATT ASSAULT 2ND	26	29.7	48	29.3	22	31.6	96	29.9	23	25.9	70	28.4	27	29.1	120	28.1
OTHER SEX OFFENSES	70	39.0	17	33.4	17	32.5	104	37.0	74	38.5	20	31.7	12	35.8	106	36.9
OTHER COERCIVE	86	30.7	60	28.8	46	29.1	192	29.7	84	30.9	58	32.6	40	29.8	182	31.2
TOTAL	327	31.7	575	28.1	208	28.4	1110	29.2	306	31.5	655	28.3	217	28.2	1178	29.1
DRUG OFFENSES																
DRUG SALE	494	31.0	3096	28.2	3504	30.1	7094	29.4	461	31.2	3565	28.9	3544	30.6	7570	29.9
DRUG POSSESSION	267	32.3	1338	27.6	1049	30.6	2654	29.2	242	31.5	1736	28.0	1191	30.2	3169	29.1
TOTAL	761	31.5	4434	28.0	4553	30.2	9748	29.3	703	31.3	5301	28.6	4735	30.5	10739	29.6
PROPERTY AND OTHER																
BURGLARY 3RD	328	26.7	559	28.7	280	28.8	1167	28.2	390	27.0	543	30.1	246	29.3	1179	28.9
GRAND LARCENY	181	31.4	402	28.5	137	27.9	720	29.1	206	31.6	434	29.1	147	29.4	787	29.8
FORGERY	75	29.3	91	32.5	16	34.1	182	31.3	105	30.5	108	32.5	14	30.5	227	31.5
STOLEN PROPERTY	147	27.5	294	27.8	206	27.6	647	27.7	153	28.0	301	27.9	188	27.6	642	27.8
DRIVE INTOXICATED	147	33.3	23	43.3	10	33.5	180	34.6	171	34.1	17	44.8	24	39.9	212	35.6
ALL OTHR FELONIES	75	32.7	71	29.7	30	31.4	176	31.3	69	34.6	60	31.9	42	31.6	171	32.9
TOTAL	953	29.4	1440	29.0	679	28.5	3072	29.0	1094	29.9	1463	29.8	661	29.4	3218	29.8
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	100	18.9	238	18.8	100	18.7	438	18.8	89	18.8	250	18.6	103	18.5	442	18.6
TOTAL	100	18.9	238	18.8	100	18.7	438	18.8	89	18.8	250	18.6	103	18.5	442	18.6
GRAND TOTAL	3543	29.8	10447	27.6	7466	29.3	21456	28.6	3496	30.1	11704	27.9	7752	29.4	22952	28.8

(continued)

TABLE 10.6
CRIME BY AVERAGE AGE BY ETHNIC STATUS AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	YEAR RECEIVED								YEAR RECEIVED							
	1991								1992							
	WHITE		BLACK		HISPAN		TOTAL		WHITE		BLACK		HISPAN		TOTAL	
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE
VIOLENT FELONY																
MURDER	73	32.2	101	26.9	78	25.0	332	27.0	65	31.3	105	27.1	106	27.6	356	28.0
ATTEMPT MURDER	24	29.9	129	25.0	80	25.7	233	26.2	27	32.7	118	26.4	99	26.4	244	27.1
MANSLAUGHTER 1ST	55	31.0	246	26.7	154	29.2	455	28.2	48	33.2	212	27.4	132	28.6	392	28.5
RAPE 1ST	66	32.6	126	29.7	61	32.6	253	31.2	59	31.4	123	29.0	55	34.0	237	30.0
ROBBERY 1ST	196	27.3	1007	25.5	646	25.0	1849	25.5	179	28.9	1104	24.9	695	25.0	1978	25.3
ROBBERY 2ND	171	28.4	1148	25.7	495	24.9	1814	25.8	168	27.6	1180	26.1	524	25.5	1872	26.1
ASSAULT 1ST	51	33.2	205	27.2	82	29.6	338	28.7	53	30.4	146	28.3	102	27.0	301	28.5
ASSAULT 2ND	79	28.4	183	28.3	71	30.0	333	28.7	70	29.9	192	28.3	72	27.7	334	28.5
BURGLARY 1ST	28	27.2	61	29.3	45	28.6	134	28.6	34	25.6	59	27.9	46	28.2	139	27.4
BURGLARY 2ND	361	28.2	402	28.7	265	29.4	1028	28.7	339	28.2	410	29.8	308	29.8	1057	29.3
ARSON 1ST,2ND	21	31.8	19	32.1	6	41.6	46	33.2	11	28.8	16	36.0	11	29.9	38	32.1
SODOMY 1ST	65	38.4	47	31.2	27	36.0	139	35.5	65	37.3	40	30.2	29	35.3	134	34.8
SEXUAL ABUSE 1ST	87	34.7	63	30.1	32	34.7	182	33.1	85	36.4	70	31.2	32	32.0	187	33.7
WEAPONS OFFENSES	85	30.2	648	26.8	371	28.6	1104	27.7	102	30.3	734	26.3	455	27.2	1291	27.0
KIDNAPPING 1ST,2ND	12	27.9	14	28.4	21	30.2	47	29.1	22	27.1	18	26.6	25	27.4	65	27.1
TOTAL	1374	29.9	4479	26.7	2434	27.2	8287	27.4	1327	30.0	4607	26.7	2691	27.0	8625	27.3
OTHER COERCIVE																
MANSLAUGHTER 2ND	22	31.9	54	27.9	16	31.8	92	29.5	30	28.2	35	26.6	22	28.1	87	27.5
OTHER HOMICIDE	34	28.8	7	31.7	2	24.4	43	29.0	34	28.8	10	29.2	7	26.5	51	28.6
ROBBERY 3RD	86	29.9	448	27.2	134	28.3	668	27.8	91	30.0	494	27.9	146	26.8	731	27.9
ATT ASSAULT 2ND	31	29.5	78	29.7	30	29.2	139	29.5	23	27.6	60	31.9	33	29.9	116	30.5
OTHER SEX OFFENSES	80	39.6	36	31.5	15	35.8	131	36.9	91	38.1	49	31.7	19	35.4	159	35.8
OTHER COERCIVE	91	31.3	58	29.5	53	29.7	202	30.3	89	31.2	83	28.7	61	31.8	233	30.5
TOTAL	344	32.5	681	28.0	250	29.3	1275	29.5	358	31.9	731	28.5	288	28.8	1377	29.5
DRUG OFFENSES																
DRUG SALE	426	30.6	3563	29.4	3622	31.0	7611	30.2	410	30.8	3596	30.1	3701	31.5	7707	30.8
DRUG POSSESSION	258	31.6	1654	28.4	1234	31.4	3146	29.8	234	31.8	1987	28.7	1274	31.3	3495	29.9
TOTAL	684	31.0	5217	29.1	4856	31.1	10757	30.1	644	31.1	5583	29.6	4975	31.4	11202	30.5
PROPERTY AND OTHER																
BURGLARY 3RD	432	27.4	503	30.5	250	30.2	1185	29.3	437	27.7	554	31.8	281	30.5	1272	30.1
GRAND LARCENY	196	31.7	403	29.5	176	29.6	775	30.0	222	33.3	453	30.1	181	28.7	856	30.6
FORGERY	132	30.0	85	32.5	17	29.3	234	30.8	106	31.7	106	34.4	23	32.7	235	33.0
STOLEN PROPERTY	152	28.4	298	28.2	227	27.3	677	27.9	130	28.6	289	28.7	227	28.0	646	28.4
DRIVE INTOXICATED	190	34.0	15	39.3	19	35.5	224	34.5	214	34.9	27	44.3	19	37.6	260	36.0
ALL OTHR FELONIES	100	34.6	67	31.7	34	31.2	201	33.1	92	33.7	66	30.8	45	32.2	203	32.4
TOTAL	1202	30.1	1371	30.0	725	29.3	3296	29.9	1201	30.9	1495	31.1	776	29.7	3472	30.7
YOUTHFUL OFFENDR																
YOUTHFUL OFFENDR	82	19.0	238	18.7	94	18.8	414	18.8	101	19.1	212	18.7	104	18.7	417	18.8
TOTAL	82	19.0	238	18.7	94	18.8	414	18.8	101	19.1	212	18.7	104	18.7	417	18.8
GRAND TOTAL	3686	30.2	11986	28.0	8357	29.6	24029	28.9	3631	30.4	12628	28.5	8834	29.7	25093	29.2

Trends in Age at Commitment

People committed in 1992 were slightly older (average age 29.2) than those committed in 1989 (average age 28.6) (see Table 10.7). Between 1989 and 1992 the percent of commitments that were 19 to 24 years of age declined from 32.6% to 28.6% while commitments that were between 30 and 44 years of age increased a little from 31.2% to 33.4%.

TABLE 10.7 AGE AT COMMITMENT BY YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

AGE AT	1989	1990	1991	1992	TOTAL
16-18 YR	1227 5.7%	1324 5.7%	1528 6.3%	1598 6.4%	5677 6.0%
19-20 YR	2018 9.4%	2170 9.4%	2164 9.0%	2154 8.6%	8506 9.1%
21-24 YR	4985 23.2%	5038 21.8%	5037 20.9%	5024 20.0%	20084 21.4%
25-29 YR	5719 26.6%	6061 26.2%	6212 25.8%	6295 25.0%	24287 25.9%
30-34 YR	3763 17.5%	4181 18.1%	4491 18.6%	4748 18.9%	17183 18.3%
35-39 YR	1977 9.2%	2230 9.6%	2364 9.8%	2847 11.3%	9418 10.0%
40-44 YR	975 4.5%	1136 4.9%	1282 5.3%	1362 5.4%	4755 5.1%
45-49 YR	478 2.2%	510 2.2%	539 2.2%	648 2.6%	2175 2.3%
50-54 YR	205 1.0%	250 1.1%	283 1.2%	253 1.0%	991 1.1%
55-59 YR	98 .5%	127 .5%	121 .5%	137 .5%	483 .5%
60-64 YR	48 .2%	56 .2%	60 .2%	57 .2%	221 .2%
65 AND OVER	28 .1%	31 .1%	34 .1%	32 .1%	125 .1%
TOTAL	21521 100.0%	23114 100.0%	24115 100.0%	25155 100.0%	93905 100.0%
AVERAGE	28.6	28.8	28.9	29.2	28.9

Section 11

COUNTY AND REGION OF COMMITMENT

Seventy-one percent (N=17,922) of 1992 new court commitments were sentenced to state prison from New York City (see Table 11.1 and Figure 11.1)[14]. Eleven percent (N=2,807) were sentenced from the Suburban counties near New York City. Ten percent (N=2,530) were committed from Upstate Urban counties and 7% (N=1,867) from Upstate Rural counties. Table 11.1 also shows that the county of commitment distribution was similar for males and females.

Commitment Crime by County and Region

There were important differences in commitment crime according to region of the state. Commitments from New York City were most likely to be drug offenders (48%) followed by violent felony offenders (35%) and then property offenders (11%) (See Table 11.2). The suburban New York counties were similar to New York City with drug commitments as the largest category (48%), followed by violent felony offenders (31%) and then property offenders (16%). Compared with either New York City or Suburban New York City, persons committed from Upstate counties were less likely to be committed for drug offenses and more likely to be committed for property offenses. For example, among commitments from Upstate Rural counties 30% were property offenders, 31% were drug offenders and 26% were violent felony offenders.

Table 11.3 presents the commitment crime distribution for each New York State county.

Felony Class of Crime by Region

The percent of cases in each felony class category was similar across region of the state (see Table 11.4) with a few exceptions. For example, among commitments from Suburban New York there was a somewhat higher percent of class C felony offenders (30%) and a somewhat lower percent of class E felony offenders (14%) when compared with other regions. The reverse was true for commitments from Upstate Rural counties where the percent of cases that were class C felony offenders (15%) was somewhat lower and the percent of class E felony

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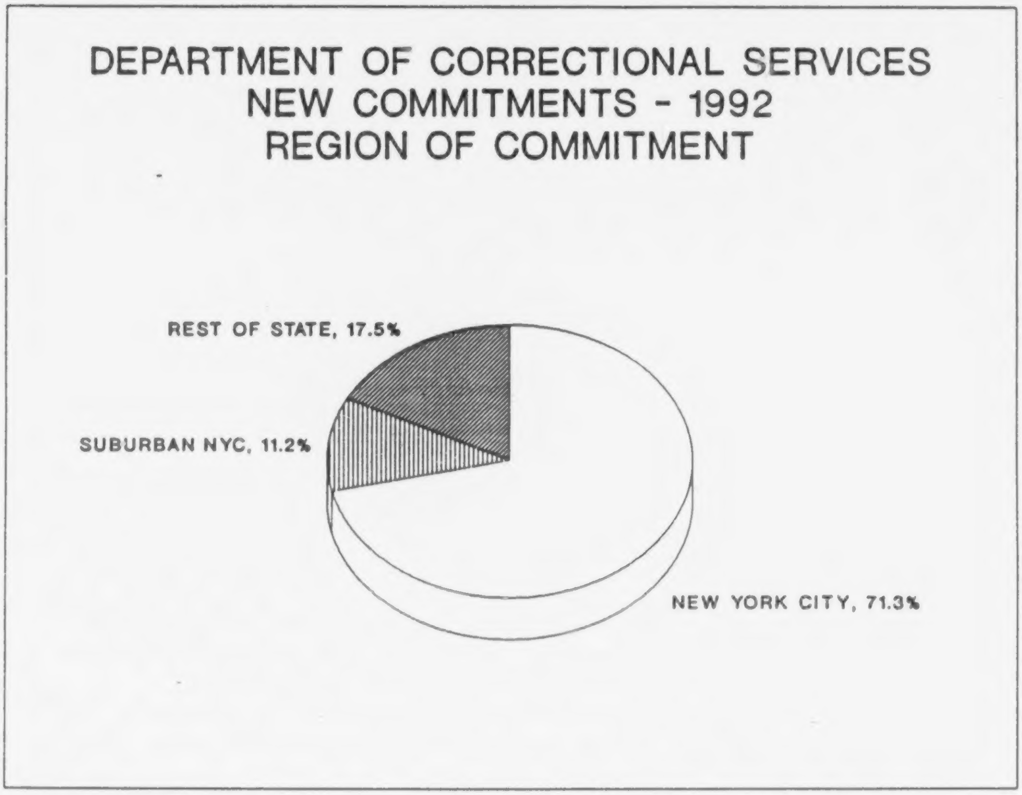
[14] The 62 counties in New York State are grouped for statistical purposes into 4 larger regions. New York City refers to commitments from the five counties (or boroughs) that comprise New York City which are Kings, New York, Queens, Richmond, and Bronx counties. Suburban New York City refers to Nassau, Rockland, Suffolk and Westchester counties. The Upstate Urban region refers to counties in upstate New York that have a population center of 50,000 or more. Finally, Upstate Rural refers to all the remaining New York State counties.

FIGURE 11.1



CRIME BY REGION
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

	REGION			
OFFENSE ON COMMITMENT	NEW YORK CITY	SUBURBAN N.Y.C.	UPSTATE	TOTAL
VIOLENT FELONY	6,352	866	1,420	8,638
OTHER COERCIVE	880	113	386	1,379
DRUG OFFENSES	8,569	1,345	1,301	11,215
PROPERTY OFFENSES	1,908	448	1,121	3,477
YOUTHFUL OFFENDER	213	35	169	417
TOTAL	17,922	2,807	4,397	25,126
PERCENT	71.3%	11.2%	17.5%	100.0%

Note: There were 29 cases where data was missing on region of commitment.

TABLE 11.1 REGION OF THE STATE AND COUNTY OF INDICTMENT BY SEX;
1992 NEW COURT COMMITMENTS

INDICTMENT COUNTY	MALE		FEMALE		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
NEW YORK CITY						
KINGS	3983	17.1%	260	13.8%	4243	16.9%
NEW YORK	6024	25.9%	546	29.0%	6570	26.1%
QUEENS	3018	13.0%	263	14.0%	3281	13.1%
RICHMOND	231	1.0%	16	.9%	247	1.0%
BRONX	3272	14.1%	309	16.4%	3581	14.3%
SUBTOTAL	16528	71.1%	1394	74.1%	17922	71.3%
SUBURBAN NEWYORK						
NASSAU	1008	4.3%	80	4.3%	1088	4.3%
ROCKLAND	117	.5%	18	1.0%	135	.5%
SUFFOLK	848	3.6%	78	4.1%	926	3.7%
WESTCHESTR	614	2.6%	44	2.3%	658	2.6%
SUBTOTAL	2587	11.1%	220	11.7%	2807	11.2%
UPSTATE URBAN						
ALBANY	298	1.3%	31	1.6%	329	1.3%
BROOME	207	.9%	10	.5%	217	.9%
ERIE	486	2.1%	35	1.9%	521	2.1%
MONROE	570	2.5%	36	1.9%	606	2.4%
ONEIDA	230	1.0%	21	1.1%	251	1.0%
ONONDAGA	340	1.5%	19	1.0%	359	1.4%
RENSSELAER	86	.4%	3	.2%	89	.4%
SCHENECTDY	150	.6%	8	.4%	158	.6%
SUBTOTAL	2367	10.2%	163	8.7%	2530	10.1%
UPSTATE -RURAL						
ALLEGANY	19	.1%	0	.0%	19	.1%
CATTARAUGS	16	.1%	0	.0%	16	.1%
CAYUGA	29	.1%	1	.1%	30	.1%
CHAUTAUQUA	41	.2%	1	.1%	42	.2%
CHEMUNG	85	.4%	5	.3%	90	.4%
CHENANGO	16	.1%	1	.1%	17	.1%
CLINTON	26	.1%	2	.1%	28	.1%
COLUMBIA	69	.3%	8	.4%	77	.3%
CORTLAND	23	.1%	0	.0%	23	.1%
DELAWARE	7	.0%	0	.0%	7	.0%
DUTCHESS	130	.6%	5	.3%	135	.5%
ESSEX	10	.0%	0	.0%	10	.0%
FRANKLIN	26	.1%	1	.1%	27	.1%
FULTON	27	.1%	2	.1%	29	.1%
GENESEE	33	.1%	1	.1%	34	.1%
GREENE	16	.1%	1	.1%	17	.1%
HAMILTON	3	.0%	1	.1%	4	.0%
HERKIMER	16	.1%	0	.0%	16	.1%
JEFFERSON	34	.1%	2	.1%	36	.1%
LEWIS	5	.0%	1	.1%	6	.0%
LIVINGSTON	34	.1%	2	.1%	36	.1%
MADISON	15	.1%	1	.1%	16	.1%
MONTGOMERY	54	.2%	2	.1%	56	.2%
NIAGARA	128	.6%	5	.3%	133	.5%
ONTARIO	82	.4%	7	.4%	89	.4%
ORANGE	203	.9%	22	1.2%	225	.9%
ORLEANS	44	.2%	2	.1%	46	.2%
OSWEGO	43	.2%	1	.1%	44	.2%
OTSEGO	23	.1%	1	.1%	24	.1%
PUTNAM	27	.1%	3	.2%	30	.1%
ST LAWRENCE	20	.1%	1	.1%	21	.1%
SARATOGA	49	.2%	3	.2%	52	.2%
SCHOHARIE	7	.0%	0	.0%	7	.0%
SCHUYLER	3	.0%	0	.0%	3	.0%
SENECA	6	.0%	1	.1%	7	.0%
STEUBEN	41	.2%	0	.0%	41	.2%
SULLIVAN	80	.3%	8	.4%	88	.4%
TIOGA	29	.1%	1	.1%	30	.1%
TOMPKINS	24	.1%	1	.1%	25	.1%
ULSTER	87	.4%	2	.1%	89	.4%
WARREN	17	.1%	3	.2%	20	.1%
WASHINGTON	30	.1%	0	.0%	30	.1%
WAYNE	73	.3%	6	.3%	79	.3%
WYOMING	4	.0%	0	.0%	4	.0%
YATES	9	.0%	0	.0%	9	.0%
SUBTOTAL	1763	7.6%	104	5.5%	1867	7.4%
GRAND TOTAL	23245	100.0%	1881	100.0%	25126	100.0%

offenders (24%) was slightly higher when compared with other regions. The regions were roughly similar. When all serious felony offenders (class A-I, A-II, and B) were combined, the Upstate Rural Region and New York City regions were roughly similar in their proportion of such commitments. The Suburban New York and the Upstate Urban regions were also similar in commitments of serious offenders (i.e. class A-I, A-II, and class B offenders). The combined proportion of class A-I, class A-II, and class B offenders committed from each region in 1992 was as follows: New York City 22%, Suburban New York 26%, Upstate Urban 26%, and Upstate Rural 23%.

Trends in Commitments by Region

The percent of offenders committed from each region of the state showed a little change from 1989-1992 (see Table 11.5); upstate urban commitments were 10% of the total in 1992 compared to 9% in 1989 and New York City commitments were 71% of the total in 1992 compared to 72% in 1989.

TABLE 11.2
CRIME BY REGION OF THE STATE
1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	NEW YORK CITY	SUBURBAN NEWYORK	UPSTATE URBAN	UPSTATE RURAL	TOTAL
VIOLENT FELONY					
MURDER	246	31	57	22	356
ATTEMPT MURDER	194	22	13	15	244
MANSLAUGHTER 1ST	308	31	38	18	395
RAPE 1ST	120	25	52	40	237
ROBBERY 1ST	1644	184	123	34	1985
ROBBERY 2ND	1543	169	121	38	1871
ASSAULT 1ST	210	32	42	17	301
ASSAULT 2ND	203	32	71	30	336
BURGLARY 1ST	86	18	30	7	141
BURGLARY 2ND	520	197	202	140	1059
ARSON 1ST,2ND	22	8	5	3	38
SODOMY 1ST	53	14	31	36	134
SEXUAL ABUSE 1ST	59	21	60	48	188
WEAPONS OFFENSES	1102	75	87	25	1289
KIDNAPPING 1ST,2ND	42	7	9	6	64
SUBTOTAL	6352 35.4%	866 30.9%	941 37.2%	479 25.7%	8638 34.4%
OTHER COERCIVE					
MANSLAUGHTER 2ND	56	6	10	16	88
OTHER HOMICIDE	12	9	14	17	52
ROBBERY 3RD	576	41	81	33	731
ATT ASSAULT 2ND	75	11	23	8	117
OTHER SEX OFFENSES	39	18	41	61	159
OTHER COERCIVE	122	28	42	40	232
SUBTOTAL	880 4.9%	113 4.0%	211 8.3%	175 9.4%	1379 5.5%
DRUG OFFENSES					
DRUG SALE	6096	968	320	332	7716
DRUG POSSESSION	2473	377	410	239	3499
SUBTOTAL	8569 47.8%	1345 47.9%	730 28.9%	571 30.6%	11215 44.6%
PROPERTY AND OTHER					
BURGLARY 3RD	667	160	210	234	1271
GRAND LARCENY	594	102	90	71	857
FORGERY	40	33	100	64	237
STOLEN PROPERTY	498	75	44	30	647
DRIVE INTOXICATED	13	56	66	125	260
ALL OTHR FELONIES	96	22	43	44	205
SUBTOTAL	1908 10.6%	448 16.0%	553 21.9%	568 30.4%	3477 13.8%
YOUTHFUL OFFENDR					
YOUTHFUL OFFENDR	213	35	95	74	417
SUBTOTAL	213 1.2%	35 1.2%	95 3.8%	74 4.0%	417 1.7%
GRAND TOTAL	17922 100.0%	2807 100.0%	2530 100.0%	1867 100.0%	25126 100.0%

TABLE 11.3 CRIME BY COUNTY (AND REGION) OF INDICTMENT; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	NEW YORK CITY						SUBURBAN NEWYORK					UPSTATE URBAN
	KINGS	NEW YORK	QUEENS	RICHMOND	BRONX	TOTAL	NASSAU	ROCKLAND	SUFFOLK	WESTCHST	TOTAL	ALBANY
VIOLENT FELONY												
MURDER	105	48	44	4	45	246	15	1	8	7	31	8
ATTEMPT MURDER	42	45	30	1	76	194	4	0	8	10	22	2
MANSLAUGHTER 1ST	110	79	35	5	79	308	8	4	9	10	31	2
RAPE 1ST	26	39	25	3	27	120	8	1	7	9	25	3
ROBBERY 1ST	458	474	298	21	393	1644	81	5	58	40	184	8
ROBBERY 2ND	356	667	265	9	246	1543	82	3	56	28	169	6
ASSAULT 1ST	61	58	41	1	49	210	18	2	8	4	32	1
ASSAULT 2ND	63	60	46	1	33	203	14	0	13	5	32	12
BURGLARY 1ST	21	34	17	1	13	86	7	1	6	4	18	4
BURGLARY 2ND	116	170	150	13	71	520	73	8	69	47	197	11
ARSON 1ST,2ND	3	10	3	0	6	22	4	0	3	1	8	1
SODOMY 1ST	13	19	7	4	10	53	4	0	7	3	14	2
SEXUAL ABUSE 1ST	8	22	10	4	15	59	9	1	8	3	21	5
WEAPONS OFFENSES	396	267	163	14	262	1102	29	1	15	30	75	9
KIDNAPPING 1ST,2ND	5	17	7	0	13	42	2	1	0	4	7	0
SUBTOTAL	1783	2009	1141	81	1338	6352	358	28	275	205	866	74
	42.0%	30.6%	34.8%	32.8%	37.4%	35.4%	32.9%	20.7%	29.7%	31.2%	30.9%	22.5%
OTHER COERCIVE												
MANSLAUGHTER 2ND	23	12	7	1	13	56	0	0	4	2	6	1
OTHER HOMICIDE	1	2	2	1	6	12	6	0	1	2	9	5
ROBBERY 3RD	181	200	117	7	71	576	13	2	14	12	41	11
ATT ASSAULT 2ND	20	28	14	2	11	75	7	0	3	1	11	2
OTHER SEX OFFENSES	16	7	4	2	10	39	6	0	9	3	18	6
OTHER COERCIVE	29	30	35	3	25	122	15	2	10	1	28	9
SUBTOTAL	270	279	179	16	136	880	47	4	41	21	113	34
	6.4%	4.2%	5.5%	6.5%	3.8%	4.9%	4.3%	3.0%	4.4%	3.2%	4.0%	10.3%
DRUG OFFENSES												
DRUG SALE	1268	2203	1036	71	1518	6096	388	60	344	176	968	57
DRUG POSSESSION	495	1184	500	25	269	2473	106	15	106	150	377	75
SUBTOTAL	1763	3387	1536	96	1787	8569	494	75	450	326	1345	132
	41.6%	51.6%	46.8%	38.9%	49.9%	47.8%	45.4%	55.6%	48.6%	49.5%	47.9%	40.1%
PROPERTY AND OTHER												
BURGLARY 3RD	153	283	121	18	92	667	61	11	52	36	160	25
GRAND LARCENY	130	318	68	9	69	594	40	5	31	26	102	12
FORGERY	1	30	7	0	2	40	15	0	9	9	33	8
STOLEN PROPERTY	64	170	144	12	108	498	23	5	27	20	75	6
DRIVE INTOXICATED	5	1	5	1	1	13	28	0	25	3	56	20
ALL OTHR FELONIES	12	44	30	3	7	96	7	6	6	3	22	4
SUBTOTAL	365	846	375	43	279	1908	174	27	150	97	448	75
	8.6%	12.9%	11.4%	17.4%	7.8%	10.6%	16.0%	20.0%	16.2%	14.7%	16.0%	22.8%
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	62	49	50	11	41	213	15	1	10	9	35	14
SUBTOTAL	62	49	50	11	41	213	15	1	10	9	35	14
	1.5%	.7%	1.5%	4.5%	1.1%	1.2%	1.4%	.7%	1.1%	1.4%	1.2%	4.3%
GRAND TOTAL	4243	6570	3281	247	3581	17922	1088	135	926	658	2807	329
	100.0%	[illegible]0.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%

(continued)

TABLE 11.3 CRIME BY COUNTY (AND REGION) OF INDICTMENT; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	UPSTATE URBAN								UPSTATE RURAL			
	BROOME	ERIE	MONROE	ONEIDA	ONONDAGA	RENSSELR	SCHENCTY	TOTAL	ALLEGANY	CATTARAU	CAYUGA	CHAUTAUQ
VIOLENT FELONY												
MURDER	6	12	18	5	4	4	0	57	0	0	1	0
ATTEMPT MURDER	0	7	2	0	1	1	0	13	0	0	0	1
MANSLAUGHTER 1ST	3	12	10	4	6	1	0	38	1	1	0	0
RAPE 1ST	5	12	10	4	4	6	8	52	0	1	0	1
ROBBERY 1ST	4	25	50	11	16	3	6	123	0	0	1	0
ROBBERY 2ND	10	37	31	9	22	2	4	121	0	0	0	1
ASSAULT 1ST	2	9	14	2	9	0	5	42	0	0	0	0
ASSAULT 2ND	5	18	14	7	10	0	5	71	2	0	0	1
BURGLARY 1ST	3	9	3	6	2	1	2	30	0	0	0	0
BURGLARY 2ND	15	48	53	28	30	6	11	202	0	1	1	0
ARSON 1ST,2ND	0	1	0	2	1	0	0	5	0	0	0	1
SODOMY 1ST	0	10	5	6	5	2	1	31	0	0	1	0
SEXUAL ABUSE 1ST	3	13	10	14	7	4	4	60	0	0	0	0
WEAPONS OFFENSES	7	24	17	9	19	0	2	87	0	0	0	0
KIDNAPPING 1ST,2ND	1	4	2	0	1	0	1	9	0	0	0	0
SUBTOTAL	64 29.5%	241 46.3%	239 39.4%	107 42.6%	137 38.2%	30 33.7%	49 31.0%	941 37.2%	3 15.8%	3 18.8%	4 13.3%	13 31.0%
OTHER COERCIVE												
MANSLAUGHTER 2ND	0	3	3	1	2	0	0	10	0	0	1	1
OTHER HOMICIDE	1	3	1	0	2	1	1	14	0	0	1	0
ROBBERY 3RD	3	16	31	3	15	0	2	81	0	0	1	0
ATT ASSAULT 2ND	3	6	4	1	6	1	0	23	0	0	0	0
OTHER SEX OFFENSES	4	5	9	7	8	2	0	41	2	0	3	1
OTHER COERCIVE	3	11	7	3	7	0	2	42	0	0	3	1
SUBTOTAL	14 6.5%	44 8.4%	55 9.1%	15 6.0%	40 11.1%	4 4.5%	5 3.2%	211 8.3%	2 10.5%	0 .0%	9 30.0%	3 7.1%
DRUG OFFENSES												
DRUG SALE	30	49	71	33	30	14	36	320	1	1	2	7
DRUG POSSESSION	46	79	47	56	59	14	34	410	0	1	2	10
SUBTOTAL	76 35.0%	128 24.6%	118 19.5%	89 35.5%	89 24.8%	28 31.5%	70 44.3%	730 28.9%	1 5.3%	2 12.5%	4 13.3%	17 40.5%
PROPERTY AND OTHER												
BURGLARY 3RD	21	38	57	13	28	17	11	210	7	4	4	4
GRAND LARCENY	8	12	29	6	19	1	3	90	2	2	1	0
FORGERY	9	15	47	4	12	4	1	100	1	0	0	2
STOLEN PROPERTY	5	3	22	2	1	2	3	44	1	0	1	0
DRIVE INTOXICATED	3	13	10	5	8	1	6	66	0	4	2	0
ALL OTHR FELONIES	13	6	10	2	6	0	2	43	2	0	2	1
SUBTOTAL	59 27.2%	87 16.7%	175 28.9%	32 12.7%	74 20.6%	25 28.1%	26 16.5%	553 21.9%	13 68.4%	10 62.5%	10 33.3%	7 16.7%
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	4	21	19	8	19	2	8	95	0	1	3	2
SUBTOTAL	4 1.8%	21 4.0%	19 3.1%	8 3.2%	19 5.3%	2 2.2%	8 5.1%	95 3.8%	0 .0%	1 6.3%	3 10.0%	2 4.8%
GRAND TOTAL	217 100.0%	521 100.0%	606 100.0%	251 100.0%	359 100.0%	89 100.0%	158 100.0%	2530 100.0%	19 100.0%	16 100.0%	30 100.0%	42 100.0%

(continued)

TABLE 11.3 CRIME BY COUNTY (AND REGION) OF INDICTMENT; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	UPSTATE RURAL											
	CHEMUNG	CHENANGO	CLINTON	COLUMBIA	CORTLAND	DELAWARE	DUTCHESS	ESSEX	FRANKLIN	FULTON	GENESEE	GREENE
VIOLENT FELONY												
MURDER	0	0	0	0	2	0	1	0	0	0	1	1
ATTEMPT MURDER	0	0	0	3	0	0	1	0	1	0	0	0
MANSLAUGHTER 1ST	0	0	0	0	0	1	2	0	0	0	0	0
RAPE 1ST	1	0	1	0	1	0	2	0	0	0	0	0
ROBBERY 1ST	0	0	0	3	0	0	4	0	0	0	0	0
ROBBERY 2ND	3	0	0	0	0	0	8	0	0	0	0	0
ASSAULT 1ST	0	0	1	0	0	0	1	0	1	0	0	0
ASSAULT 2ND	1	0	1	0	2	0	2	0	0	1	2	1
BURGLARY 1ST	0	0	0	0	0	0	2	0	0	0	0	0
BURGLARY 2ND	9	0	3	5	3	1	10	0	2	1	2	1
ARSON 1ST,2ND	0	0	0	0	0	0	0	0	0	0	0	0
SODOMY 1ST	2	1	3	1	0	0	0	0	0	0	1	1
SEXUAL ABUSE 1ST	0	1	1	0	0	0	2	2	1	1	1	2
WEAPONS OFFENSES	2	0	1	1	0	0	3	0	1	0	0	0
KIDNAPPING 1ST,2ND	0	0	0	0	0	0	0	0	1	0	0	0
SUBTOTAL	18 20.0%	2 11.8%	11 39.3%	13 16.9%	8 34.8%	2 28.6%	38 28.1%	2 20.0%	7 25.9%	3 10.3%	7 20.6%	6 35.3%
OTHER COERCIVE												
MANSLAUGHTER 2ND	1	0	0	0	0	0	1	0	0	0	0	0
OTHER HOMICIDE	0	0	0	1	0	0	1	0	0	0	1	0
ROBBERY 3RD	0	0	0	3	0	0	3	1	0	0	0	1
ATT ASSAULT 2ND	0	0	0	0	0	0	0	0	0	0	1	0
OTHER SEX OFFENSES	4	1	1	0	0	0	0	1	2	4	0	0
OTHER COERCIVE	1	0	0	1	0	0	0	1	2	0	0	0
SUBTOTAL	6 6.7%	1 5.9%	1 3.6%	5 6.5%	0 .0%	0 .0%	5 3.7%	3 30.0%	4 14.8%	4 13.8%	2 5.9%	1 5.9%
DRUG OFFENSES												
DRUG SALE	24	0	1	37	1	0	16	0	1	2	6	0
DRUG POSSESSION	18	2	2	7	0	0	30	1	3	1	4	3
SUBTOTAL	42 46.7%	2 11.8%	3 10.7%	44 57.1%	1 4.3%	0 .0%	46 34.1%	1 10.0%	4 14.8%	3 10.3%	10 29.4%	3 17.6%
PROPERTY AND OTHER												
BURGLARY 3RD	6	6	6	4	5	1	23	1	5	6	3	2
GRAND LARCENY	6	5	3	1	0	0	5	1	0	2	0	0
FORGERY	2	0	0	1	3	0	4	1	0	2	2	1
STOLEN PROPERTY	1	0	0	1	1	0	1	0	0	1	2	1
DRIVE INTOXICATED	3	1	3	4	3	0	12	0	5	2	2	1
ALL OTHR FELONIES	0	0	1	1	0	1	1	0	2	3	3	0
SUBTOTAL	18 20.0%	12 70.6%	13 46.4%	12 15.6%	12 52.2%	2 28.6%	46 34.1%	3 30.0%	12 44.4%	16 55.2%	12 35.3%	5 29.4%
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	6	0	0	3	2	3	0	1	0	3	3	2
SUBTOTAL	6 6.7%	0 .0%	0 .0%	3 3.9%	2 8.7%	3 42.9%	0 .0%	1 10.0%	0 .0%	3 10.3%	3 8.8%	2 11.8%
GRAND TOTAL	90 100.0%	17 100.0%	28 100.0%	77 100.0%	23 100.0%	7 100.0%	135 100.0%	10 100.0%	27 100.0%	29 100.0%	34 100.0%	17 100.0%

(continued)

TABLE 11.3 CRIME BY COUNTY (AND REGION) OF INDICTMENT; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	UPSTATE RURAL											
	HAMILTON	HERKIMER	JEFFERSN	LEWIS	LIVINGST	MADISON	MONTGOMR	NIAGARA	ONTARIO	ORANGE	ORLEANS	OSWEGO
VIOLENT FELONY												
MURDER	0	0	0	2	0	0	0	1	0	4	0	0
ATTEMPT MURDER	0	0	3	0	0	0	0	0	1	2	0	0
MANSLAUGHTER 1ST	0	0	1	0	0	0	0	4	0	2	0	0
RAPE 1ST	0	0	2	0	2	0	0	3	2	5	0	0
ROBBERY 1ST	0	0	0	0	1	0	0	2	0	3	0	1
ROBBERY 2ND	0	0	3	0	0	0	1	4	1	9	0	2
ASSAULT 1ST	0	1	0	0	0	0	0	5	1	3	0	0
ASSAULT 2ND	0	0	0	0	1	0	0	3	3	5	1	0
BURGLARY 1ST	0	0	0	0	0	0	0	1	0	2	0	0
BURGLARY 2ND	0	7	3	0	3	1	2	10	13	11	0	2
ARSON 1ST,2ND	0	0	0	0	0	0	1	1	0	0	0	0
SODOMY 1ST	0	0	2	0	0	1	0	1	0	0	0	0
SEXUAL ABUSE 1ST	0	1	2	0	1	0	1	5	1	1	2	2
WEAPONS OFFENSES	0	0	0	0	0	0	0	1	1	5	0	2
KIDNAPPING 1ST,2ND	0	0	0	0	0	0	0	0	0	2	0	0
SUBTOTAL	0 .0%	9 56.3%	16 44.4%	2 33.3%	8 22.2%	2 12.5%	5 8.9%	41 30.8%	23 25.8%	54 24.0%	3 6.5%	9 20.5%
OTHER COERCIVE												
MANSLAUGHTER 2ND	0	0	0	0	0	1	0	1	0	1	1	1
OTHER HOMICIDE	0	0	0	2	0	0	0	1	1	0	0	1
ROBBERY 3RD	0	1	0	0	0	0	0	7	0	6	2	1
ATT ASSAULT 2ND	0	0	2	0	0	0	0	1	0	1	0	0
OTHER SEX OFFENSES	1	1	0	0	0	1	1	8	0	3	0	3
OTHER COERCIVE	0	0	0	0	3	1	1	4	1	2	3	2
SUBTOTAL	1 25.0%	2 12.5%	2 5.6%	2 33.3%	3 8.3%	3 18.8%	2 3.6%	22 16.5%	2 2.2%	13 5.8%	6 13.0%	8 18.2%
DRUG OFFENSES												
DRUG SALE	0	0	3	0	14	1	2	29	10	59	14	0
DRUG POSSESSION	1	0	0	0	1	3	21	14	14	32	6	2
SUBTOTAL	1 25.0%	0 .0%	3 8.3%	0 .0%	15 41.7%	4 25.0%	23 41.1%	43 32.3%	24 27.0%	91 40.4%	20 43.5%	2 4.5%
PROPERTY AND OTHER												
BURGLARY 3RD	1	2	7	2	3	3	5	19	10	25	5	15
GRAND LARCENY	0	2	4	0	1	0	3	3	6	3	0	2
FORGERY	1	0	2	0	0	0	0	0	5	11	4	1
STOLEN PROPERTY	0	0	1	0	0	0	0	3	2	1	0	2
DRIVE INTOXICATED	0	0	0	0	0	3	12	0	12	8	4	2
ALL OTHR FELONIES	0	0	0	0	4	1	4	1	1	4	2	1
SUBTOTAL	2 50.0%	4 25.0%	14 38.9%	2 33.3%	8 22.2%	7 43.8%	24 42.9%	26 19.5%	36 40.4%	52 23.1%	15 32.6%	23 52.3%
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	0	1	1	0	2	0	2	1	4	15	2	2
SUBTOTAL	0 .0%	1 6.3%	1 2.8%	0 .0%	2 5.6%	0 .0%	2 3.6%	1 .8%	4 4.5%	15 6.7%	2 4.3%	2 4.5%
GRAND TOTAL	4 100.0%	16 100.0%	36 100.0%	6 100.0%	36 100.0%	16 100.0%	56 100.0%	133 100.0%	89 100.0%	225 100.0%	46 100.0%	44 100.0%

(continued)

TABLE 11.3 CRIME BY COUNTY (AND REGION) OF INDICTMENT; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	UPSTATE RURAL											
	OTSEGO	PUTNAM	STLAWREN	SARATOGA	SCHOHARE	SCHUYLER	SENECA	STEUBEN	SULLIVAN	TIOGA	TOMPKINS	ULSTER
VIOLENT FELONY												
MURDER	0	0	1	0	0	0	1	1	1	0	2	2
ATTEMPT MURDER	1	0	0	0	0	0	0	0	1	0	1	0
MANSLAUGHTER 1ST	1	0	0	1	0	0	0	0	2	0	0	1
RAPE 1ST	4	0	0	1	1	2	0	1	2	1	2	3
ROBBERY 1ST	2	0	0	0	0	0	1	4	4	0	2	5
ROBBERY 2ND	0	0	1	1	0	0	1	0	0	2	0	1
ASSAULT 1ST	0	0	0	0	1	0	0	0	1	0	0	0
ASSAULT 2ND	0	0	1	0	0	0	0	0	1	0	0	2
BURGLARY 1ST	0	0	0	0	0	0	0	0	0	0	0	2
BURGLARY 2ND	2	1	1	5	0	0	0	6	4	2	0	8
ARSON 1ST,2ND	0	0	0	0	0	0	0	0	0	0	0	0
SODOMY 1ST	3	0	2	1	2	0	0	2	1	0	0	1
SEXUAL ABUSE 1ST	0	1	2	1	0	0	0	0	2	1	1	2
WEAPONS OFFENSES	0	0	0	0	0	0	1	0	0	1	0	3
KIDNAPPING 1ST,2ND	1	1	0	0	0	0	0	0	1	0	0	0
SUBTOTAL	14 58.3%	3 10.0%	8 38.1%	10 19.2%	4 57.1%	2 66.7%	4 57.1%	14 34.1%	20 22.7%	7 23.3%	8 32.0%	30 33.7%
OTHER COERCIVE												
MANSLAUGHTER 2ND	0	0	1	1	0	0	0	2	0	0	0	0
OTHER HOMICIDE	0	0	0	2	0	0	0	0	0	0	0	1
ROBBERY 3RD	0	1	0	1	0	0	0	1	2	0	0	0
ATT ASSAULT 2ND	0	0	0	2	0	0	0	0	1	0	0	0
OTHER SEX OFFENSES	3	0	2	5	1	0	0	2	0	1	1	1
OTHER COERCIVE	0	0	2	0	1	0	1	0	2	1	1	2
SUBTOTAL	3 12.5%	1 3.3%	5 23.8%	11 21.2%	2 28.6%	0 .0%	1 14.3%	5 12.2%	5 5.7%	2 6.7%	2 8.0%	4 4.5%
DRUG OFFENSES												
DRUG SALE	0	1	0	9	0	0	0	3	37	0	4	25
DRUG POSSESSION	2	13	1	6	1	0	0	6	5	4	2	13
SUBTOTAL	2 8.3%	14 46.7%	1 4.8%	15 28.8%	1 14.3%	0 .0%	0 .0%	9 22.0%	42 47.7%	4 13.3%	6 24.0%	38 42.7%
PROPERTY AND OTHER												
BURGLARY 3RD	0	3	4	5	0	0	1	2	7	3	3	3
GRAND LARCENY	1	4	1	1	0	0	0	2	0	3	1	3
FORGERY	0	0	1	3	0	0	0	5	3	4	0	0
STOLEN PROPERTY	1	2	0	1	0	0	0	1	2	2	0	0
DRIVE INTOXICATED	2	1	0	5	0	1	0	0	6	4	3	9
ALL OTHR FELONIES	1	2	0	0	0	0	1	0	1	0	1	2
SUBTOTAL	5 20.8%	12 40.0%	6 28.6%	15 28.8%	0 .0%	1 33.3%	2 28.6%	10 24.4%	19 21.6%	16 53.3%	8 32.0%	17 19.1%
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	0	0	1	1	0	0	0	3	2	1	1	0
SUBTOTAL	0 .0%	0 .0%	1 4.8%	1 1.9%	0 .0%	0 .0%	0 .0%	3 7.3%	2 2.3%	1 3.3%	1 4.0%	0 .0%
GRAND TOTAL	24 100.0%	30 100.0%	21 100.0%	52 100.0%	7 100.0%	3 100.0%	7 100.0%	41 100.0%	88 100.0%	30 100.0%	25 100.0%	89 100.0%

(continued)

TABLE 11.3 CRIME BY COUNTY (AND REGION) OF INDICTMENT; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	UPSTATE RURAL						GRAND TOTAL
	WARREN	WASHINGT	WAYNE	WYOMING	YATES	TOTAL	
VIOLENT FELONY							
MURDER	1	0	0	0	0	22	356
ATTEMPT MURDER	0	0	0	0	[illegible]	15	244
MANSLAUGHTER 1ST	0	1	0	0	[illegible]	18	395
RAPE 1ST	0	1	1	0	0	40	237
ROBBERY 1ST	0	0	1	0	0	34	1985
ROBBERY 2ND	0	0	0	0	0	38	1871
ASSAULT 1ST	0	0	2	0	0	17	301
ASSAULT 2ND	0	0	0	0	0	30	336
BURGLARY 1ST	0	0	0	0	0	7	141
BURGLARY 2ND	3	3	6	0	0	140	1059
ARSON 1ST,2ND	0	0	0	0	0	3	38
SODOMY 1ST	3	5	2	0	0	36	134
SEXUAL ABUSE 1ST	2	6	3	0	0	48	188
WEAPONS OFFENSES	0	0	2	1	0	25	1289
KIDNAPPING 1ST,2ND	0	0	0	0	0	6	64
SUBTOTAL	9 45.0%	16 53.3%	17 21.5%	1 25.0%	0 .0%	479 25.7%	8638 34.4%
OTHER COERCIVE							
MANSLAUGHTER 2ND	0	1	1	0	1	16	88
OTHER HOMICIDE	1	1	3	0	0	17	52
ROBBERY 3RD	0	0	2	0	0	33	731
ATT ASSAULT 2ND	0	0	0	0	0	8	117
OTHER SEX OFFENSES	0	4	2	1	1	61	159
OTHER COERCIVE	0	0	3	0	1	40	232
SUBTOTAL	1 5.0%	6 20.0%	11 13.9%	1 25.0%	3 33.3%	175 9.4%	1379 5.5%
DRUG OFFENSES							
DRUG SALE	0	2	18	0	2	332	7716
DRUG POSSESSION	2	0	6	0	0	239	3499
SUBTOTAL	2 10.0%	2 6.7%	24 30.4%	0 .0%	2 22.2%	571 30.6%	11215 44.6%
PROPERTY AND OTHER							
BURGLARY 3RD	2	6	7	2	2	234	1271
GRAND LARCENY	2	0	0	0	1	71	857
FORGERY	1	0	4	0	0	64	237
STOLEN PROPERTY	2	0	0	0	0	30	647
DRIVE INTOXICATED	1	0	10	0	0	125	260
ALL OTHR FELONIES	0	0	0	0	1	44	205
SUBTOTAL	8 40.0%	6 20.0%	21 26.6%	2 50.0%	4 44.4%	568 30.4%	3477 13.8%
YOUTHFUL OFFENDR							
YOUTHFUL OFFENDR	0	0	6	0	0	74	417
SUBTOTAL	0 .0%	0 .0%	6 7.6%	0 .0%	0 .0%	74 4.0%	417 1.7%
GRAND TOTAL	20 100.0%	30 100.0%	79 100.0%	4 100.0%	9 100.0%	1867 100.0%	25126 100.0%

TABLE 11.4 REGION OF THE STATE AND COUNTY OF INDICTMENT BY FELONY CRIME CLASS
1992 NEW COURT COMMITMENTS

INDICTMENT COUNTY	FELONY CLASS CATEGORY OF COMMITMENT OFFENSE							TOTAL
	A-I FELONY	A-II FELONY	CLASS B FELONY	CLASS C FELONY	CLASS D FELONY	CLASS E FELONY	YOUTHFUL OFFENDER	
NEW YORK CITY								
KINGS	122	57	781	917	1463	840	62	4242
NEW YORK	74	232	1051	1373	2465	1325	49	6569
QUEENS	53	77	548	663	988	902	50	3281
RICHMOND	6	4	42	97	59	28	11	247
BRONX	52	21	769	930	1274	493	41	3580
TOTAL	307 1.7%	391 2.2%	3191 17.8%	3980 22.2%	6249 34.9%	3588 20.0%	213 1.2%	17919 100.0%
SUBURBAN NEWYORK								
NASSAU	22	65	185	315	316	170	15	1088
ROCKLAND	1	8	69	23	23	10	1	135
SUFFOLK	8	43	127	323	286	129	10	926
WESTCHESTR	10	24	175	186	183	71	9	658
TOTAL	41 1.5%	140 5.0%	556 19.8%	847 30.2%	808 28.8%	380 13.5%	35 1.2%	2807 100.0%
UPSTATE URBAN								
ALBANY	15	12	37	79	121	51	14	329
BROOME	7	5	49	40	73	39	4	217
ERIE	15	31	82	119	165	88	21	521
MONROE	26	33	114	104	220	90	19	606
ONEIDA	6	5	74	41	89	28	8	251
ONONDAGA	14	14	45	73	110	84	19	359
RENSSELAER	4	2	14	18	33	16	2	89
SCHENECTDY	1	6	53	26	43	21	8	158
TOTAL	88 3.5%	108 4.3%	468 18.5%	500 19.8%	854 33.8%	417 16.5%	95 3.8%	2530 100.0%
UPSTATE RURAL								
ALLEGANY	0	0	1	0	12	6	0	19
CATTARAUGS	0	0	3	2	5	5	1	16
CAYUGA	2	0	3	5	8	9	3	30
CHAUTAUQUA	0	3	7	12	14	4	2	42
CHEMUNG	0	0	36	16	16	16	6	90
CHENANGO	0	0	1	1	8	7	0	17
CLINTON	0	0	4	3	13	8	0	28
COLUMBIA	0	2	46	5	14	7	3	77
CORTLAND	2	0	1	0	9	9	2	23
DELAWARE	0	0	1	1	2	0	3	7
DUTCHESS	1	7	15	22	55	35	0	135
ESSEX	0	0	1	0	5	3	1	10
FRANKLIN	0	0	2	2	11	12	0	27
FULTON	0	0	1	0	15	10	3	29
GENESEE	1	0	2	7	10	11	3	34
GREENE	1	1	1	2	7	3	2	17
HAMILTON	0	0	0	1	2	1	0	4
HERKIMER	0	0	0	3	10	2	1	16
JEFFERSON	0	0	7	4	10	14	1	36
LEWIS	2	0	0	0	3	1	0	6
LIVINGSTON	0	1	14	5	9	5	2	36
MADISON	0	0	2	3	5	6	0	16
MONTGOMERY	0	3	3	9	19	20	2	56
NIAGARA	1	0	11	21	65	34	1	133
ONTARIO	1	3	19	18	22	22	4	89
ORANGE	4	4	57	50	57	38	15	225
ORLEANS	0	0	1	7	22	14	2	46
OSWEGO	0	0	1	3	28	10	2	44
OTSEGO	0	0	10	3	5	6	0	24
PUTNAM	0	1	8	7	5	9	0	30
ST LAWRENCE	1	0	2	2	9	6	1	21
SARATOGA	0	1	2	7	20	21	1	52
SCHOHARIE	0	0	1	3	2	1	0	7
SCHUYLER	0	0	2	0	0	1	0	3
SENECA	1	0	2	2	0	2	0	7
STEUBEN	1	1	7	12	7	10	3	41
SULLIVAN	1	3	40	9	22	11	2	88
TIOGA	0	0	1	3	12	13	1	30
TOMPKINS	2	2	7	2	4	7	1	25
ULSTER	4	4	39	12	14	16	0	89
WARREN	1	0	3	3	9	4	0	20
WASHINGTON	0	0	6	5	14	5	0	30
WAYNE	0	0	20	11	25	17	6	79
WYOMING	0	0	0	0	1	3	0	4
YATES	0	0	1	1	2	5	0	9
TOTAL	26 1.4%	36 1.9%	391 20.9%	284 15.2%	607 32.5%	449 24.0%	74 4.0%	1867 100.0%
GRAND TOTAL	462 1.8%	675 2.7%	4606 18.3%	5611 22.3%	8518 33.9%	4834 19.2%	417 1.7%	25123 100.0%

TABLE 11.5 REGION AND COUNTY OF INDICTMENT BY YEAR RECEIVED; 1989-1992 NEW COURT COMMITMENTS

COUNTY OF INDICTMENT	1989		1990		1991		1992	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
NEW YORK CITY								
KINGS	3769	17.5%	3813	16.5%	3988	16.6%	4243	16.9%
NEW YORK	5462	25.4%	5612	24.3%	5926	24.6%	6570	26.1%
QUEENS	2844	13.2%	2996	13.0%	3479	14.4%	3281	13.1%
RICHMOND	268	1.2%	294	1.3%	288	1.2%	247	1.0%
BRONX	3170	14.7%	3468	15.0%	3498	14.5%	3581	14.3%
TOTAL	15513	72.1%	16183	70.1%	17179	71.3%	17922	71.3%
SUBURBAN NEWYORK								
NASSAU	963	4.5%	1166	5.1%	975	4.0%	1088	4.3%
ROCKLAND	122	.6%	162	.7%	186	.8%	135	.5%
SUFFOLK	765	3.6%	1024	4.4%	868	3.6%	926	3.7%
WESTCHESTER	580	2.7%	658	2.9%	700	2.9%	658	2.6%
TOTAL	2430	11.3%	3010	13.0%	2729	11.3%	2807	11.2%
UPSTATE URBAN								
ALBANY	330	1.5%	296	1.3%	435	1.8%	329	1.3%
BROOME	138	.6%	139	.6%	145	.6%	217	.9%
ERIE	392	1.8%	356	1.5%	406	1.7%	521	2.1%
MONROE	494	2.3%	596	2.6%	602	2.5%	606	2.4%
ONEIDA	193	.9%	180	.8%	193	.8%	251	1.0%
ONONDAGA	278	1.3%	298	1.3%	283	1.2%	359	1.4%
RENSSELAER	54	.3%	93	.4%	66	.3%	89	.4%
SCHENECTADY	107	.5%	110	.5%	157	.7%	158	.6%
TOTAL	1986	9.2%	2068	9.0%	2287	9.5%	2530	10.1%
UPSTATE RURAL								
ALLEGANY	10	.0%	22	.1%	17	.1%	19	.1%
CATTARAUGUS	34	.2%	31	.1%	17	.1%	16	.1%
CAYUGA	41	.2%	45	.2%	34	.1%	30	.1%
CHAUTAUQUA	30	.1%	33	.1%	30	.1%	42	.2%
CHEMUNG	79	.4%	62	.3%	70	.3%	90	.4%
CHENANGO	9	.0%	11	.0%	13	.1%	17	.1%
CLINTON	19	.1%	27	.1%	32	.1%	20	.1%
COLUMBIA	48	.2%	42	.2%	54	.2%	77	.3%
CORTLAND	17	.1%	18	.1%	22	.1%	23	.1%
DELAWARE	8	.0%	9	.0%	8	.0%	7	.0%
DUTCHESS	79	.4%	122	.5%	152	.6%	135	.5%
ESSEX	4	.0%	7	.0%	7	.0%	10	.0%
FRANKLIN	12	.1%	14	.1%	24	.1%	27	.1%
FULTON	26	.1%	41	.2%	21	.1%	29	.1%
GENESEE	27	.1%	44	.2%	41	.2%	34	.1%
GREENE	7	.0%	15	.1%	18	.1%	17	.1%
HAMILTON	3	.0%	2	.0%	0	.0%	4	.0%
HERKIMER	17	.1%	25	.1%	17	.1%	16	.1%
JEFFERSON	26	.1%	45	.2%	35	.1%	36	.1%
LEWIS	6	.0%	3	.0%	3	.0%	6	.0%
LIVINGSTON	26	.1%	43	.2%	37	.2%	36	.1%
MADISON	11	.1%	15	.1%	19	.1%	16	.1%
MONTGOMERY	41	.2%	58	.3%	73	.3%	56	.2%
NIAGARA	102	.5%	112	.5%	111	.5%	133	.5%
ONTARIO	87	.4%	76	.3%	127	.5%	89	.4%
ORANGE	239	1.1%	265	1.1%	301	1.2%	225	.9%
ORLEANS	20	.1%	30	.1%	10	.0%	46	.2%
OSWEGO	17	.1%	27	.1%	40	.2%	44	.2%
OTSEGO	30	.1%	24	.1%	32	.1%	24	.1%
PUTNAM	42	.2%	38	.2%	27	.1%	30	.1%
ST LAWRENCE	20	.1%	21	.1%	29	.1%	21	.1%
SARATOGA	51	.2%	36	.2%	40	.2%	52	.2%
SCHOHARIE	11	.1%	6	.0%	12	.0%	7	.0%
SCHUYLER	5	.0%	7	.0%	7	.0%	3	.0%
SENECA	17	.1%	16	.1%	4	.0%	7	.0%
STEUBEN	30	.1%	58	.3%	44	.2%	41	.2%
SULLIVAN	133	.6%	115	.5%	77	.3%	88	.4%
TIOGA	16	.1%	27	.1%	32	.1%	30	.1%
TOMPKINS	27	.1%	22	.1%	27	.1%	25	.1%
ULSTER	88	.4%	100	.4%	108	.4%	89	.4%
WARREN	19	.1%	28	.1%	23	.1%	20	.1%
WASHINGTON	7	.0%	27	.1%	22	.1%	30	.1%
WAYNE	35	.2%	43	.2%	65	.3%	79	.3%
WYOMING	11	.1%	4	.0%	2	.0%	4	.0%
YATES	5	.0%	6	.0%	12	.0%	9	.0%
TOTAL	1592	7.4%	1822	7.9%	1896	7.9%	1867	7.4%
GRAND TOTAL	21521	100.0%	23083	100.0%	24091	100.0%	25126	100.0%

Section 12

COUNTRY OF BIRTH

Country of birth for new court commitments across the years 1989 through 1992 is presented in Table 12.1. Among 1992 new court commitments, 76% (N=19,190) were born in one of the 50 states of the United States. Another 11% (N=2,654) were born in one of the U.S. Possessions (for purposes of immigration persons born in United States Possessions are treated as U.S. citizens). Another 8% (N=1,988) were born in one of the island nations in the Caribbean Sea. One percent were born in countries in Central America (N=220) and approximately 2% (N=534) in South America. Approximately 1% (N=427) were born in other countries in the world. For 134 cases (0.5%) place of birth was missing.

Trends in Foreign Born Commitments

The number of new commitments who were foreign born increased across the four years 1989-1992. There were 2,578 foreign born persons committed in 1989, 2,646 in 1990, 3,106 in 1991 and 3,169 in 1992. As a percent of total new court commitments foreign born inmates have remained fairly stable at about 12.6% over the period 1989 to 1992.

In recent years the number of commitments who claim to have been born in certain countries increased at a rate more rapid than the population as a whole. Some of these include: Dominican Republic (730 in 1989, 1,032 in 1992), El Salvador (24 in 1989, 50 in 1992), Guyana (75 in 1989 to 120 in 1992), China (from 13 in 1989 to 36 in 1992), Vietnam (11 in 1989 to 20 in 1992) (see Table 12.1).

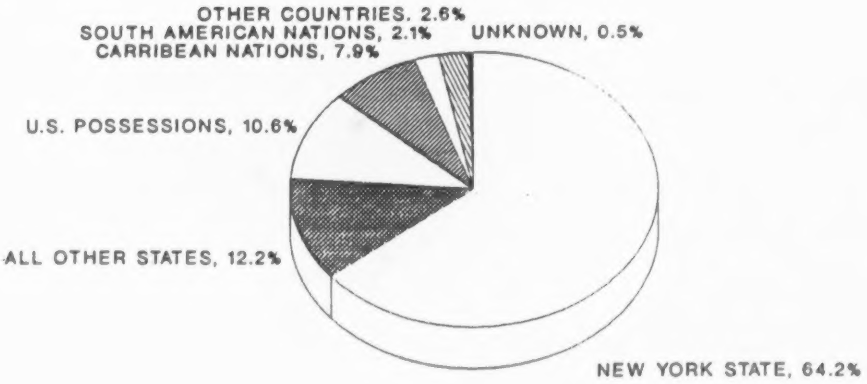
Commitment Crime for Foreign Born

Table 12.2 presents crime by region of birth (i.e. countries are grouped into regions, see Table 12.1) for 1992 new court commitments. The 34% of 1992 new court commitments who were sentenced for violent felony crimes included a high percent of offenders from North America (i.e. Canada and Mexico) (55%), Central America (44%), and Asia (71%) committed for violent felony offenses.

A high percent of the offenders born in U.S. Possessions (64%), island nations in the Caribbean (57%), and South America (51%) were included in the 45% of 1992 new commitments were sentenced for drug offenses. Among the 3,169 foreign born persons committed in 1992, 51% (N=1,608) were convicted of a drug offense.

Of the 11,224 drug offenders committed in 1992 70% (N=7,846) were born in the United States, 15% (N=1,699) in U.S. Possessions, and 15% (N=1,679) in foreign nations.

DEPARTMENT OF CORRECTIONAL SERVICES
NEW COMMITMENTS - 1992
COUNTRY OF BIRTH



CRIME BY BIRTHPLACE
1992 NEW COMMITMENTS
NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

	BIRTHPLACE							
OFFENSE ON COMMITMENT	NEW YORK STATE	ALL OTHER STATE	U.S. POSSESSIONS	CARRIBEAN NATIONS	SOUTH AMERICAN NATIONS	OTHER COUNTRIES	UNKNOWN	TOTAL
VIOLENT FELONY	5,798	1,010	619	666	200	322	32	8,647
OTHER COERCIVE	1,010	185	75	47	28	27	7	1,379
DRUG OFFENSES	6,564	1,282	1,699	1,141	271	196	71	11,224
PROPERTY OFFENSES	2,433	552	245	110	30	88	19	3,477
YOUTHFUL OFFENDER	325	30	16	24	5	14	3	417
TOTAL	16,130	3,059	2,654	1,988	534	647	132	25,144
PERCENT	64.2%	12.2%	10.6%	7.9%	2.1%	2.6%	0.5%	100.0%

Note: There were 11 cases where data were missing on country of birth.

TABLE 12.1 BIRTHPLACE BY GENDER AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

BIRTHPLACE	1989			1990			1991			1992		
	INMATE GENDER		TOTAL	INMATE GENDER		TOTAL	INMATE GENDER		TOTAL	INMATE GENDER		TOTAL
	MALE	FEMALE		MALE	FEMALE		MALE	FEMALE		MALE	FEMALE	
UNITED STATES												
ALABAMA	218	14	232	236	25	261	185	20	205	233	24	257
ALASKA	2	0	2	2	0	2	4	0	4	0	0	0
ARIZONA	7	0	7	3	0	3	4	0	4	3	0	3
ARKANSAS	23	2	25	16	1	17	20	1	21	21	2	23
CALIFORNIA	60	5	65	47	7	54	67	5	72	60	4	64
COLORADO	3	0	3	7	0	7	6	2	8	5	1	6
CONNECTICUT	50	6	56	75	1	76	80	3	83	80	6	86
DELAWARE	11	0	11	14	0	14	7	0	7	15	1	16
FLORIDA	194	24	218	222	25	247	197	28	225	211	18	229
HAWAII	187	17	204	197	22	219	151	20	171	186	23	209
IDAHO	0	0	0	0	0	0	0	0	0	1	0	1
ILLINOIS	60	5	65	68	4	72	63	4	67	61	11	72
INDIANA	14	4	18	9	0	9	17	0	17	14	1	15
IOWA	0	0	0	5	0	5	3	1	4	0	0	0
KANSAS	0	2	2	2	1	3	9	0	9	4	0	4
KENTUCKY	11	0	11	12	2	14	9	2	11	10	0	10
LOUISIANA	30	1	31	37	4	41	29	1	30	41	5	46
MAINE	9	0	9	11	0	11	6	0	6	5	0	5
MARYLAND	36	3	39	49	8	57	49	1	50	50	6	56
MASSACHUSETTS	57	8	65	61	4	65	53	13	66	72	9	81
MICHIGAN	40	5	45	29	2	31	45	6	51	41	4	45
MINNESOTA	4	1	5	4	0	4	5	0	5	1	1	2
MISSISSIPPI	56	7	63	64	4	68	70	11	81	69	9	78
MISSOURI	13	2	15	13	0	13	12	6	18	12	2	14
MONTANA	1	0	1	2	0	2	2	0	2	0	0	0
NEBRASKA	3	0	3	1	1	2	5	1	6	2	0	2
NEVADA	0	2	2	0	0	0	3	0	3	3	0	3
NEW HAMPSHIRE	3	1	4	7	0	7	6	0	6	2	0	2
NEW JERSEY	254	32	286	263	35	298	290	31	321	352	22	374
NEW MEXICO	2	0	2	5	0	5	4	0	4	2	0	2
NEW YORK	12527	1028	13555	13611	1124	14735	14027	1478	15505	14835	1295	16130
NORTH CAROLINA	344	20	364	340	29	369	339	40	379	349	26	375
NORTH DAKOTA	0	0	0	0	0	0	0	0	0	1	0	1
OHIO	37	9	46	50	6	56	57	4	61	57	3	60
OKLAHOMA	6	0	6	7	0	7	8	0	8	8	0	8
OREGON	1	0	1	1	0	1	1	0	1	5	1	6
PENNSYLVANIA	122	10	132	140	9	149	162	20	182	149	16	165
RHODE ISLAND	4	1	5	8	0	8	8	3	11	4	2	6
SOUTH CAROLINA	389	21	410	389	35	424	367	42	409	374	27	401
SOUTH DAKOTA	0	1	1	0	0	0	0	0	0	1	0	1
TENNESSEE	42	6	48	31	3	34	36	5	41	36	8	44
TEXAS	25	5	30	30	3	33	22	7	29	36	1	37
UTAH	0	0	0	1	0	1	1	0	1	1	0	1
VERMONT	7	1	8	9	0	9	8	0	8	11	1	12
VIRGINIA	142	10	152	168	12	180	135	15	150	141	13	154
WASHINGTON	13	0	13	7	0	7	5	2	7	7	1	8
WEST VIRGINIA	24	1	25	39	1	40	32	2	34	24	3	27
WISCONSIN	5	0	5	9	0	9	5	0	5	12	0	12
WYOMING	4	0	4	0	0	0	0	0	0	1	0	1
DISTRICT OF COLUMBIA	27	3	30	40	7	47	24	4	28	31	5	36
TOTAL	15067 75.7%	1257 78.0%	16324 75.9%	16341 76.3%	1375 81.8%	17716 76.7%	16638 76.1%	1778 78.6%	18416 76.4%	17639 75.8%	1551 82.2%	19190 76.3%
U. S. POSSESSIONS												
CANAL ZONE	2	0	2	4	0	4	0	0	0	5	0	5
GUAM	0	0	0	0	1	1	0	0	0	0	0	0
PUERTO RICO	2278	159	2437	2309	172	2481	2196	242	2438	2389	164	2553
VIRGIN ISLANDS	33	1	34	62	2	64	51	8	59	71	8	79
UNITED STATES'	8	4	12	5	2	7	10	6	16	17	0	17
TOTAL	2321 11.7%	164 10.2%	2485 11.5%	2380 11.1%	177 10.5%	2557 11.1%	2257 10.3%	256 11.3%	2513 10.4%	2482 10.7%	172 9.1%	2654 10.6%
NORTH AMERICA												
CANADA	11	2	13	15	2	17	15	0	15	16	1	17
MEXICO	20	0	20	40	1	41	29	1	30	47	1	48
TOTAL	31 .2%	2 .1%	33 .2%	55 .3%	3 .2%	58 .3%	44 .2%	1 .0%	45 .2%	63 .3%	2 .1%	65 .3%
CARRIBEAN												
ANTIGUA	12	1	13	6	2	8	6	2	8	5	1	6
BAHAMA ISLANDS	5	0	5	7	0	7	9	1	10	3	0	3
BARBADOS	26	0	26	27	1	28	24	1	25	25	1	26
BERMUDA	3	0	3	0	0	0	1	0	1	1	0	1
BRITISH VIRGIN IS	1	0	1	0	0	0	7	1	8	2	0	2
CAYMAN ISLANDS	0	0	0	1	0	1	2	0	2	1	0	1
CUBA	216	10	226	174	5	179	206	8	214	191	7	198
DOMINICA	1	0	1	3	0	3	5	0	5	0	0	0
DOMINICAN REPUBLIC	730	27	757	747	26	773	948	54	1002	991	41	1032
GRENEDA	12	0	12	7	0	7	4	0	4	12	0	12
GUADELOUPE	0	0	0	2	0	2	0	0	0	0	0	0
HAITI	78	2	80	71	3	74	55	8	63	79	3	82
JAMAICA	404	28	432	436	22	458	490	34	524	462	22	484
WEST INDIES	1	0	1	0	0	0	0	0	0	0	0	0
MARTINIQUE	0	0	0	0	0	0	0	0	0	1	0	1

(continued)

TABLE 12.1 BIRTHPLACE BY GENDER AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

BIRTHPLACE	1989			1990			1991			1992		
	INMATE GENDER		TOTAL	INMATE GENDER		TOTAL	INMATE GENDER		TOTAL	INMATE GENDER		TOTAL
	MALE	FEMALE		MALE	FEMALE		MALE	FEMALE		MALE	FEMALE	
NETHERLANDS ANTILLES	5	0	5	4	0	4	4	0	4	6	0	6
ST CHRIS,NEVIS,ANGU.	2	0	2	2	0	2	4	0	4	0	0	0
SAINT LUCIA	1	0	1	1	0	1	2	0	2	2	0	2
SAINT VINCENT	8	0	8	11	0	11	7	0	7	14	0	14
TRINIDAD AND TOBAGO	97	7	104	110	8	118	89	10	99	114	4	118
TOTAL	1602 8.0%	75 4.7%	1677 7.8%	1609 7.5%	67 4.0%	1676 7.3%	1863 8.5%	119 5.3%	1982 8.2%	1909 8.2%	79 4.2%	1988 7.9%
CENTRAL AMERICA												
CENTRAL AMERICA	0	0	0	0	0	0	1	0	1	0	0	0
BELIZE	5	0	5	24	1	25	13	1	14	8	1	9
COSTA RICA	8	0	8	6	0	6	12	0	12	11	0	11
EL SALVADOR	23	1	24	35	0	35	49	2	51	50	0	50
GUATAMALA	10	1	11	11	0	11	14	0	14	9	0	9
HONDURAS	25	1	26	33	0	33	32	0	32	50	4	54
NICARAGUA	5	0	5	8	0	8	7	0	7	6	0	6
PANAMA	88	5	93	84	5	89	76	9	85	79	2	81
TOTAL	164 .8%	8 .5%	172 .8%	201 .9%	6 .4%	207 .9%	204 .9%	12 .5%	216 .9%	213 .9%	7 .4%	220 .9%
SOUTH AMERICA												
SOUTH AMERICA	1	0	1	0	0	0	0	0	0	0	0	0
ARGENTINA	1	0	1	3	0	3	4	2	6	8	0	8
BOLIVIA	1	0	1	0	0	0	0	0	0	3	0	3
BRAZIL	5	3	8	4	0	4	5	0	5	5	0	5
CHILE	0	0	0	7	0	7	4	0	4	4	1	5
COLOMBIA	219	30	249	200	23	223	250	48	298	249	32	281
EQUADOR	48	3	51	54	2	56	55	3	58	66	0	66
FRENCH GUIANA	0	0	0	0	0	0	1	0	1	0	0	0
GUYANA	72	3	75	95	2	97	90	8	98	115	5	120
PARAGUAY	0	0	0	0	0	0	0	0	0	1	0	1
PERU	18	1	19	15	1	16	24	1	25	30	1	31
URUGUAY	3	0	3	0	0	0	1	0	1	3	0	3
VENEZUELA	9	1	10	13	0	13	8	6	14	11	0	11
TOTAL	377 1.9%	41 2.5%	418 1.9%	391 1.8%	28 1.7%	419 1.8%	442 2.0%	68 3.0%	510 2.1%	495 2.1%	39 2.1%	534 2.1%
EUROPE												
ALBANIA	4	0	4	3	0	3	8	0	8	3	0	3
AUSTRIA	2	0	2	1	0	1	2	1	3	0	0	0
BELGIUM	2	0	2	0	0	0	0	0	0	0	0	0
BULGARIA	0	0	0	0	0	0	0	0	0	1	0	1
CZECHOSLOVAKIA	1	0	1	1	0	1	0	0	0	0	0	0
DENMARK	0	0	0	0	0	0	0	0	0	1	0	1
EAST GERMANY	1	0	1	4	0	4	2	0	2	2	0	2
ENGLAND	50	2	52	33	4	37	45	2	47	46	3	49
FRANCE	4	1	5	3	1	4	1	0	1	3	0	3
GREECE	8	0	8	10	0	10	10	0	10	15	0	15
HUNGARY	2	0	2	1	0	1	3	0	3	3	0	3
IRELAND	2	0	2	2	0	2	3	0	3	2	0	2
ITALY	24	2	26	28	0	28	24	1	25	21	0	21
LITHUANIA	0	0	0	0	0	0	1	0	1	0	0	0
LUXEMBOURG	1	0	1	0	0	0	0	0	0	0	0	0
NORWAY	0	0	0	0	0	0	1	0	1	0	0	0
POLAND	5	0	5	7	0	7	6	0	6	10	2	12
PORTUGAL	4	0	4	5	0	5	2	0	2	3	0	3
ROMANIA	1	0	1	2	0	2	2	0	2	7	1	8
SCOTLAND	2	0	2	2	0	2	1	0	1	1	0	1
SPAIN	4	0	4	3	1	4	3	0	3	9	1	10
USSR	22	2	24	9	0	9	15	1	16	15	0	15
WEST GERMANY	10	1	11	14	0	14	13	3	16	10	3	13
YUGOSLAVIA	13	0	13	13	0	13	5	0	5	11	0	11
TOTAL	162 .8%	8 .5%	170 .8%	141 .7%	6 .4%	147 .6%	147 .7%	8 .4%	155 .6%	163 .7%	10 .5%	173 .7%
AFRICA												
ALGERIA	1	0	1	1	0	1	0	0	0	0	0	0
CAMEROON	0	0	0	0	0	0	0	0	0	1	0	1
CAPE VERDE	1	0	1	1	0	1	0	0	0	1	0	1
ETHIOPIA	3	0	3	1	0	1	2	0	2	1	0	1
GHANA	3	1	4	2	0	2	5	1	6	7	1	8
IVORY COAST	0	0	0	0	0	0	1	0	1	0	0	0
KENYA	0	0	0	1	0	1	0	0	0	0	0	0
LIBERIA	3	0	3	4	0	4	3	1	4	4	0	4
LIBYA	0	0	0	1	0	1	1	0	1	0	0	0
MALI	0	0	0	1	0	1	0	0	0	1	0	1
MAURITANIA	0	0	0	1	0	1	0	0	0	0	0	0
MOROCCO	1	0	1	2	0	2	5	0	5	0	0	0
NAMIBIA	0	0	0	0	0	0	0	0	0	0	1	1
NIGERIA	6	0	6	9	1	10	25	1	26	3	1	4
REUNION	0	0	0	1	0	1	0	0	0	0	0	0
SENEGAL	0	0	0	0	0	0	1	0	1	1	0	1
SIERRA LEONE	0	0	0	4	0	4	1	0	1	2	1	3
SOMALIA	1	0	1	2	0	2	0	0	0	0	0	0

(continued)

TABLE 12.1 BIRTHPLACE BY GENDER AND YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

BIRTHPLACE	1989			1990			1991			1992		
	INMATE GENDER		TOTAL	INMATE GENDER		TOTAL	INMATE GENDER		TOTAL	INMATE GENDER		TOTAL
	MALE -	FEMALE		MALE	FEMALE		MALE	FEMALE		MALE	FEMALE	
SOUTH AFRICA	0	0	0	0	0	0	0	0	0	3	0	3
SUDAN	0	0	0	0	0	0	1	0	1	1	0	1
TUNISIA	0	0	0	0	0	0	1	0	1	0	0	0
UGANDA	1	0	1	0	0	0	0	0	0	0	0	0
TOTAL	20	1	21	31	1	32	46	3	49	25	4	29
	.1%	.1%	.1%	.1%	.1%	.1%	.2%	.1%	.2%	.1%	.2%	.1%
NEAR EAST												
CYPRUS	0	0	0	1	0	1	0	0	0	0	0	0
EGYPT	2	0	2	2	0	2	1	0	1	3	0	3
IRAN	0	0	0	3	0	3	3	0	3	1	0	1
IRAQ	0	0	0	1	0	1	0	0	0	0	0	0
ISRAEL	8	0	8	3	0	3	6	0	6	16	0	16
JORDAN	2	1	3	1	0	1	1	2	3	0	0	0
LEBANON	2	0	2	1	0	1	1	1	2	7	0	7
SAUDI ARABIA	0	0	0	0	0	0	2	0	2	0	0	0
SOUTH YEMEN	1	0	1	1	0	1	0	0	0	0	0	0
TURKEY	3	0	3	4	0	4	5	1	6	1	1	2
UNITED ARAB EMIRATES	0	0	0	0	0	0	1	0	1	0	0	0
YEMEN	2	0	2	3	0	3	5	0	5	6	0	6
TOTAL	20	1	21	20	0	20	25	4	29	34	1	35
	.1%	.1%	.1%	.1%	.0%	.1%	.1%	.2%	.1%	.1%	.1%	.1%
ASIA												
AFGHANISTAN	2	0	2	3	0	3	5	0	5	2	0	2
BANGLADESH	0	0	0	0	0	0	2	0	2	3	0	3
BURMA	2	0	2	1	0	1	1	0	1	0	0	0
CAMBODIA	2	1	3	0	0	0	1	0	1	0	0	0
CHINA	13	0	13	30	0	30	28	1	29	35	1	36
HONG KONG	6	0	6	4	0	4	7	0	7	8	2	10
INDIA	3	0	3	3	0	3	7	0	7	2	1	3
JAPAN	3	0	3	1	0	1	8	1	9	6	0	6
LAOS	0	0	0	3	0	3	1	0	1	1	0	1
MALAYSIA	1	0	1	1	0	1	1	0	1	1	0	1
NORTH KOREA	0	0	0	0	1	1	1	0	1	3	0	3
PAKISTAN	3	0	3	2	0	2	7	0	7	9	0	9
SINGAPORE	0	0	0	1	0	1	0	0	0	1	0	1
SOUTH KOREA	14	0	14	10	0	10	13	0	13	16	0	16
TAIWAN	0	0	0	4	0	4	5	0	5	5	0	5
THAILAND	1	1	2	0	0	0	0	0	0	3	0	3
VIETNAM	10	1	11	15	0	15	24	0	24	20	0	20
TOTAL	60	3	63	78	1	79	111	2	113	115	4	119
	.3%	.2%	.3%	.4%	.1%	.3%	.5%	.1%	.5%	.5%	.2%	.5%
SOUTH PACIFIC												
AUSTRALIA	0	1	1	1	0	1	0	0	0	0	0	0
FRENCH POLYNESIA	0	0	0	0	0	0	1	0	1	0	0	0
NEW HEBRIDES	0	0	0	1	0	1	0	0	0	2	0	2
NEW ZEALAND	0	0	0	1	0	1	0	0	0	1	0	1
PHILIPPINES	2	0	2	2	3	5	5	1	6	3	0	3
TOTAL	2	1	3	5	3	8	6	1	7	6	0	6
	.0%	.1%	.0%	.0%	.2%	.0%	.0%	.0%	.0%	.0%	.0%	.0%
NOT KNOWN												
NOT KNOWN	81	51	132	178	13	191	68	9	77	116	18	134
TOTAL	81	51	132	178	13	191	68	9	77	116	18	134
	.4%	3.2%	.6%	.8%	.8%	.8%	.3%	.4%	.3%	.5%	1.0%	.5%
GRAND TOTAL	19907	1612	21519	21430	1680	23110	21851	2261	24112	23260	1887	25147
	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%	100.0%

TABLE 12.2 CRIME BY BIRTHPLACE; 1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	REGION OF BIRTH												TOTAL
	UNITED STATES	U. S. POSSESSIONS	NORTH AMERICA	CARRIBEAN	CENTRAL AMERICA	SOUTH AMERICA	EUROPE	AFRICA	NEAR EAST	ASIA	SOUTH PACIFIC	NOT KNOWN	
VIOLENT FELONY													
MURDER	254	24	0	43	5	16	4	0	1	10	0	0	357
ATTEMPT MURDER	163	24	3	33	3	9	1	0	2	3	0	2	243
MANSLAUGHTER 1ST	290	35	5	43	7	6	7	0	0	1	0	1	395
RAPE 1ST	171	20	1	18	8	7	3	4	0	4	0	1	237
ROBBERY 1ST	1561	143	6	157	20	47	17	0	2	25	1	6	1985
ROBBERY 2ND	1562	121	6	93	13	39	12	1	4	9	1	11	1872
ASSAULT 1ST	223	21	5	26	8	11	5	0	1	0	0	1	301
ASSAULT 2ND	285	15	2	21	4	2	2	0	1	1	0	4	337
BURGLARY 1ST	102	11	0	10	0	7	2	0	0	9	0	0	141
BURGLARY 2ND	891	74	3	37	9	27	9	0	1	3	1	5	1060
ARSON 1ST,2ND	32	2	0	1	2	0	0	0	1	0	0	0	38
SODOMY 1ST	109	11	1	5	3	4	1	0	0	0	0	0	134
SEXUAL ABUSE 1ST	164	9	0	8	3	0	1	1	1	1	0	0	188
WEAPONS OFFENSES	968	106	4	156	12	23	11	0	5	7	1	1	1294
KIDNAPPING 1ST,2ND	33	3	0	15	0	2	1	0	0	11	0	0	65
TOTAL	6808 35.5%	619 23.3%	36 55.4%	666 33.5%	97 44.1%	200 37.5%	76 43.9%	6 20.7%	19 54.3%	84 70.6%	4 66.7%	32 24.2%	8647 34.4%
OTHER COERCIVE													
MANSLAUGHTER 2ND	72	4	2	4	0	2	1	0	0	2	0	1	88
OTHER HOMICIDE	45	2	0	3	1	0	0	0	0	1	0	0	52
ROBBERY 3RD	650	42	0	11	3	15	2	0	1	2	1	4	731
ATT ASSAULT 2ND	97	11	0	8	1	0	0	0	0	0	0	0	117
OTHER SEX OFFENSES	146	5	2	2	1	0	0	0	0	1	0	2	159
OTHER COERCIVE	185	11	1	19	2	11	2	0	0	1	0	0	232
TOTAL	1195 6.2%	75 2.8%	5 7.7%	47 2.4%	8 3.6%	28 5.2%	5 2.9%	0 .0%	1 2.9%	7 5.9%	1 16.7%	7 5.3%	1379 5.5%
DRUG OFFENSES													
DRUG SALE	5310	1380	10	703	55	149	37	7	4	9	0	57	7721
DRUG POSSESSION	2536	319	6	438	33	122	19	10	1	4	1	14	3503
TOTAL	7846 40.9%	1699 64.0%	16 24.6%	1141 57.4%	88 40.0%	271 50.7%	56 32.4%	17 58.6%	5 14.3%	13 10.9%	1 16.7%	71 53.8%	11224 44.6%
PROPERTY AND OTHER													
BURGLARY 3RD	1122	80	3	25	9	9	12	3	4	1	0	4	1272
GRAND LARCENY	730	59	1	33	4	6	7	2	1	6	0	7	856
FORGERY	222	4	0	5	0	1	2	0	1	2	0	0	237
STOLEN PROPERTY	505	82	1	28	5	9	11	0	2	0	0	4	647
DRIVE INTOXICATED	241	6	2	4	3	4	0	0	0	0	0	0	260
ALL OTHR FELONIES	165	14	0	15	1	1	2	1	1	1	0	4	205
TOTAL	2985 15.6%	245 9.2%	7 10.8%	110 5.5%	22 10.0%	30 5.6%	34 19.7%	6 20.7%	9 25.7%	10 8.4%	0 .0%	19 14.4%	3477 13.8%
YOUTHFUL OFFENDR													
YOUTHFUL OFFENDR	355	16	1	24	5	5	2	0	1	5	0	3	417
TOTAL	355 1.9%	16 .6%	1 1.5%	24 1.2%	5 2.3%	5 .9%	2 1.2%	0 .0%	1 2.9%	5 4.2%	0 .0%	3 2.3%	417 1.7%
GRAND TOTAL	19189 100.0%	2654 100.0%	65 100.0%	1988 100.0%	220 100.0%	534 100.0%	173 100.0%	29 100.0%	35 100.0%	119 100.0%	6 100.0%	132 100.0%	25144 100.0%

Section 13

EDUCATION

Education level by gender for 1992 new court commitments is presented in Table 13.1. In this table education status refers to the last school grade completed as reported by the inmate. Where the individual claims to have earned a General Education Diploma (i.e. High School Equivalency) he or she was assigned to the 12th grade. As shown in Table 13.1, the average grade level achieved was 10th grade based on reports of new commitments at reception.

In order to properly place inmates in education programs, the Department administers a battery of tests during the reception/classification process. These include tests on reading vocabulary and reading comprehension. Table 13.2 shows the distribution of combined reading vocabulary and reading comprehension scores for 1992 commitments. The average reading level (7.9) based on these tests was approximately 8th grade. While the average grade completed as reported at reception was 10th grade, tested reading proficiency was 2 to 3 grade levels below this depending on gender. While only 1% of inmates claimed education year completed of 4th grade or below (see Table 13.1), fully 23.4% performed on reading tests at the less than 5th grade level (see Table 13.2).

Results from tests on ability to perform math computations and to solve math problems are shown in Table 13.3. For 1992 new commitments the average proficiency in mathematics based on these test scores was almost 7th grade.

Trends in Education Level

Reading proficiency based on tests administered at reception was at the 7th to 8th grade level in each commitment year 1989 through 1992 (see Table 13.5). Average performance level in math proficiency was about the 6th grade level though in 1992 it rose closer to the 7th grade (see Table 13.6).

TABLE 13.1
EDUCATION BY SEX
1992 NEW COURT COMMITMENTS

EDUCATIONAL LEVEL	MALE	FEMALE	TOTAL
LESS THAN 5TH GRADE	304 1.3%	21 1.1%	325 1.3%
5TH THRU 7TH GRADE	1179 5.2%	118 6.4%	1297 5.3%
8TH THRU 11TH GRADE	12960 56.8%	1008 54.3%	13968 56.6%
12TH GRADE OR MORE	8388 36.7%	711 38.3%	9099 36.9%
TOTAL	22831 100.0%	1858 100.0%	24689 100.0%
AVERAGE	10.4	10.5	10.4
MEDIAN	10.0	11.0	11.0

TABLE 13.2
COMBINED READING SCORE (IN GRADE LEVEL EQUIVALENT, RECEPTION CENTER TESTS)BY SEX
1992 NEW COURT COMMITMENTS

COMBINED READING SCORE (IN GRADE LEVEL EQUIVALENT) (RECEPTION CENTER TESTS)	INMATE GENDER		TOTAL
	MALE	FEMALE	
0.0-3.9	3435 16.7%	322 17.4%	3757 16.8%
4.0-4.9	1300 6.3%	171 9.3%	1471 6.6%
5.0-5.9	1641 8.0%	196 10.6%	1837 8.2%
6.0-6.9	1690 8.2%	204 11.0%	1894 8.5%
7.0-7.9	1742 8.5%	156 8.4%	1898 8.5%
8.0-8.9	2230 10.9%	224 12.1%	2454 11.0%
9.0-9.9	1661 8.1%	127 6.9%	1788 8.0%
10.0-10.9	1502 7.3%	223 12.1%	1725 7.7%
11.0-11.9	690 3.4%	36 1.9%	726 3.2%
12.0-12.9	4653 22.6%	189 10.2%	4842 21.6%
TOTAL	20544 100.0%	1848 100.0%	22392 100.0%
AVERAGE	8.0	7.3	7.9

TABLE 13.3
COMBINED MATH SCORE (IN GRADE LEVEL EQUIVALENT, RECEPTION CENTER TESTS)BY SEX
1992 NEW COURT COMMITMENTS

COMBINED MATH SCORE (IN GRADE LEVEL EQUIVALENT) (RECEPTION CENTER TESTS)	INMATE GENDER		TOTAL
	MALE	FEMALE	
0.0-3.9	2043 12.5%	331 18.2%	2374 13.1%
4.0-4.9	1887 11.5%	259 14.2%	2146 11.8%
5.0-5.9	2525 15.4%	303 16.6%	2828 15.5%
6.0-6.9	2652 16.2%	267 14.6%	2919 16.0%
7.0-7.9	2985 18.2%	260 14.3%	3245 17.8%
8.0-8.9	2060 12.6%	191 10.5%	2251 12.4%
9.0-9.9	935 5.7%	76 4.2%	1011 5.6%
10-10.9	398 2.4%	42 2.3%	440 2.4%
11.0-11.9	141 .9%	15 .8%	156 .9%
12.0-12.9	740 4.5%	79 4.3%	819 4.5%
TOTAL	16366 100.0%	1823 100.0%	18189 100.0%
AVERAGE	6.7	6.2	6.6

TABLE 13.4
EDUCATIONAL STATUS BY COMBINED READING SCORE
1992 NEW COURT COMMITMENTS

EDUCATIONAL STATUS	FIRST READING TOTAL SCORE: COMBINED										TOTAL
	0.0-3.9	4.0-4.9	5.0-5.9	6.0-6.9	7.0-7.9	8.0-8.9	9.0-9.9	10.0-10.9	11.0-11.9	12.0-12.9	
LESS THAN 5TH GRADE	94 56.0%	20 11.9%	14 8.3%	14 8.3%	6 3.6%	5 3.0%	8 4.8%	0 .0%	5 3.0%	2 1.2%	168 100.0%
5TH THRU 7TH GRADE	409 41.7%	132 13.5%	124 12.6%	77 7.8%	60 6.1%	58 5.9%	42 4.3%	29 3.0%	19 1.9%	31 3.2%	981 100.0%
8TH THRU 11TH GRADE	2641 21.2%	1013 8.1%	1298 10.4%	1335 10.7%	1258 10.1%	1510 12.1%	976 7.8%	828 6.7%	315 2.5%	1270 10.2%	12444 100.0%
12TH GRADE OR MORE	536 6.3%	288 3.4%	366 4.3%	459 5.4%	554 6.5%	853 10.1%	745 8.8%	842 9.9%	382 4.5%	3460 40.8%	8485 100.0%
TOTAL	3680 16.7%	1453 6.6%	1802 8.2%	1885 8.5%	1878 8.5%	2426 11.0%	1771 8.0%	1699 7.7%	721 3.3%	4763 21.6%	22078 100.0%

TABLE 13.5
COMBINED READING SCORE BY YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

COMBINED READING SCORE (GRADE LEVEL ABILITY) (RECEPTION CENTER TESTS)	YEAR RECEIVED			
	1989	1990	1991	1992
0.0-3.9	3127 19.2%	4026 20.2%	4065 19.0%	3757 16.8%
4.0-4.9	1274 7.8%	1521 7.6%	1386 6.5%	1471 6.6%
5.0-5.9	1558 9.6%	1798 9.0%	1791 8.4%	1837 8.2%
6.0-6.9	1523 9.4%	1687 8.5%	1788 8.3%	1894 8.5%
7.0-7.9	1469 9.0%	1902 9.6%	1804 8.4%	1898 8.5%
8.0-8.9	1742 10.7%	2004 10.1%	2148 10.0%	2454 11.0%
9.0-9.9	1215 7.5%	1496 7.5%	1711 8.0%	1788 8.0%
10.0-10.9	974 6.0%	1381 6.9%	1561 7.3%	1725 7.7%
11.0-11.9	475 2.9%	571 2.9%	643 3.0%	726 3.2%
12.0-12.9	2901 17.8%	3498 17.6%	4534 21.2%	4842 21.6%
TOTAL	16258 100.0%	19884 100.0%	21431 100.0%	22392 100.0%
AVERAGE	7.5	7.4	7.7	7.9

TABLE 13.6
COMBINED MATH SCORE BY YEAR RECEIVED
1989-1992 NEW COURT COMMITMENTS

MATH COMBINED SCORE (GRADE LEVEL ABILITY) (RECEPTION CENTER TESTS)	YEAR RECEIVED			
	1989	1990	1991	1992
0.0-3.9	2432 18.4%	2802 18.6%	2337 13.3%	2374 13.1%
4.0-4.9	1706 12.9%	2180 14.5%	2102 12.0%	2146 11.8%
5.0-5.9	2060 15.6%	2609 17.3%	2692 15.4%	2828 15.5%
6.0-6.9	2041 15.4%	2480 16.4%	2892 16.5%	2919 16.0%
7.0-7.9	2046 15.5%	2321 15.4%	3122 17.8%	3245 17.8%
8.0-8.9	1579 11.9%	1389 9.2%	2192 12.5%	2251 12.4%
9.0-9.9	538 4.1%	565 3.7%	940 5.4%	1011 5.6%
10-10.9	341 2.6%	276 1.8%	421 2.4%	440 2.4%
11.0-11.9	63 .5%	92 .6%	139 .8%	156 .9%
12.0-12.9	413 3.1%	362 2.4%	685 3.9%	819 4.5%
TOTAL	13219 100.0%	15076 100.0%	17522 100.0%	18189 100.0%
AVERAGE	6.2	6.0	6.5	6.6

Section .

MARITAL STATUS

Among 1992 commitments 67% were single, never married, 16% of commitments reported that they were legally married; 8% reported common law relationships and 9% reported that they were divorced, widowed or separated (see Table 14.1). Males and females were about equally likely to report being legally married (16%-17%). Males were somewhat more likely to report marital status of divorced, widowed or separate (10%) than were females (5%).

During the period 1989 through 1992 approximately the same percent of male new commitments (16%-17%) reported being married at time of reception to state prison.

Among females, the percent legally married fluctuated in the study period between a low of 11% (1990) and a high of 19% (1991). In both 1989 and 1992 it was 17% (see Table 14.2).

TABLE 14.1 MARITAL STATUS BY SEX; 1989-1992 NEW COURT COMMITMENTS

MARITAL STATUS	YEAR RECEIVED											
	1989			1990			1991			1992		
	MALE	FEMALE	TOTAL	MALE	FEMALE	TOTAL	MALE	FEMALE	TOTAL	MALE	FEMALE	TOTAL
NOT MARRIED												
SINGLE	12355 62.3%	1140 70.8%	13495 62.9%	13635 64.1%	1157 69.9%	14792 64.5%	14476 66.6%	1556 68.8%	16032 66.8%	15264 66.1%	1426 75.9%	16690 66.8%
COMMON LAW	2306 11.6%	14 .9%	2320 10.8%	2160 10.1%	29 1.8%	2189 9.5%	1693 7.8%	28 1.2%	1721 7.2%	2008 8.7%	39 2.1%	2047 8.2%
TOTAL	14661 73.9%	1154 71.7%	15815 73.7%	15795 74.2%	1186 71.6%	16981 74.0%	16169 74.4%	1584 70.1%	17753 74.0%	17272 74.8%	1465 78.0%	18737 75.0%
MARRIED												
MARRIED	3472 17.5%	274 17.0%	3746 17.5%	3519 16.5%	189 11.4%	3708 16.2%	3577 16.4%	424 18.8%	4001 16.7%	3626 15.7%	316 16.8%	3942 15.8%
TOTAL	3472 17.5%	274 17.0%	3746 17.5%	3519 16.5%	189 11.4%	3708 16.2%	3577 16.4%	424 18.8%	4001 16.7%	3626 15.7%	316 16.8%	3942 15.8%
DIV/WIDOWED/SEPARATED												
DIVORCED	885 4.5%	88 5.5%	973 4.5%	961 4.5%	109 6.6%	1070 4.7%	930 4.3%	113 5.0%	1043 4.3%	1020 4.4%	49 2.6%	1069 4.3%
WIDOWED	100 .5%	47 2.9%	147 .7%	111 .5%	43 2.6%	154 .7%	108 .5%	58 2.6%	166 .7%	130 .6%	18 1.0%	148 .6%
SEPARATED	729 3.7%	47 2.9%	776 3.6%	897 4.2%	129 7.8%	1026 4.5%	961 4.4%	82 3.6%	1043 4.3%	1053 4.6%	30 1.6%	1083 4.3%
TOTAL	1714 8.6%	182 11.3%	1896 8.8%	1969 9.3%	281 17.0%	2250 9.8%	1999 9.2%	253 11.2%	2252 9.4%	2203 9.5%	97 5.2%	2300 9.2%
GRAND TOTAL	19847 100.0%	1610 100.0%	21457 100.0%	21283 100.0%	1656 100.0%	22939 100.0%	21745 100.0%	2261 100.0%	24006 100.0%	23101 100.0%	1878 100.0%	24979 100.0%

Section 15

JAIL TIME

Among those individuals committed to state prison many have accumulated time in a local jail prior to the date of reception at a New York State correctional facility. Following arrest the court may require that a defendant post bail to ensure that the defendant will re-appear at a later date for further court proceedings. Those unable to post bail when it is required by the court will generally be confined in a local jail pending court proceedings. Also, for those sentenced to a state prison term, jail time may accumulate between the date of sentencing and the date of transfer to a state correctional facility. Time spent in a local jail prior to conviction or prior to commitment to state prison is credited toward service of the minimum term.

On average, the length of time served in a local jail was approximately the same in 1992 (6.1 months) as for new commitments in 1991 (average 6.4 months); for both new commitments received in 1991 and 1992 it was longer than in 1990 (average 5.5 months) or 1989 (average 5.5 months) (see Table 15.1).

Jail Time by Crime and Crime Class

Violent felony offenders often have served more jail time than have other offenders. For example, among 1992 new commitments, those convicted of a violent felony had served 7.8 months on average compared to 5.7 months for other coercive offenders, 5.2 months for drug offenders and 5.1 months for property offenders (see Table 15.1). Also, when sentenced for the same crime, persons sentenced as a second felony offender often have served more jail time than those sentenced as first felony offenders. This is seen in comparisons of average jail time for first and second felony offenders. For instance, second felony offenders committed for Robbery 1st in 1992 served 9.4 months of jail time on average compared with 6.9 months for first felony offenders convicted of Robbery 1st. That the average jail time for the total group of first and second felony offenders is similar (6.0 and 6.1 months on average in 1992) is due to the higher concentration of drug and property offenders in the second felony group. (See Section 4, p.16-19)

Average and median jail time according to felony class category for the year 1989 through 1992 is reflected in Table 15.2. These data show that as the felony class category declines from most serious (class A-I felony) to least serious (class E felony) the average jail time also declines. This is true for both first and second felons.

Table 15.3 further classifies these data by first and second felony offender. Average and median were slightly higher for second felony offenders committed for the same class of felony as expected.

TABLE 15.1 CRIME BY AVERAGE JAIL TIME (IN MONTHS)
BY FIRST OR SECOND FELONY OFFENDER STATUS AND BY YEAR RECEIVED; 1989-1992 NEW COURT COMMITMENTS

COMMITMENT CRIME	1989			1990			1991			1992		
	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL	FIRST FELONY	SECOND FELONY	TOTAL
	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE	AVERAGE
VIOLENT FELONY												
MURDER	14.4	.	14.4	14.0	7.3	14.0	16.0	.	16.0	15.3	.	15.3
ATTEMPT MURDER	8.7	10.9	9.2	9.1	12.3	9.9	10.3	12.6	10.9	10.2	11.5	10.5
MANSLAUGHTER 1ST	11.8	12.4	11.9	11.1	15.0	12.0	13.4	16.0	14.0	12.9	15.3	13.3
RAPE 1ST	5.8	9.5	6.8	6.5	8.9	7.2	6.9	9.4	7.7	6.3	9.9	7.4
ROBBERY 1ST	6.3	9.1	7.3	6.3	8.5	7.1	7.1	9.5	8.1	6.9	9.4	8.0
ROBBERY 2ND	5.0	6.5	5.7	5.4	6.8	6.1	6.0	8.0	7.0	5.5	7.9	6.8
ASSAULT 1ST	5.4	10.8	7.2	6.0	8.8	6.8	8.2	9.4	8.6	6.9	9.5	7.8
ASSAULT 2ND	5.6	6.8	6.2	5.4	6.2	5.7	6.5	7.5	6.9	5.9	7.1	6.4
BURGLARY 1ST	7.3	8.9	8.0	7.4	10.8	8.8	8.3	10.6	9.4	8.3	10.5	9.3
BURGLARY 2ND	5.5	6.4	6.0	5.0	6.6	5.9	5.6	6.9	6.4	5.0	6.9	6.3
ARSON 1ST,2ND	8.2	10.4	8.7	6.6	8.4	7.0	8.1	15.3	9.8	7.1	9.6	7.6
SODOMY 1ST	5.7	8.1	6.3	5.3	10.8	6.7	5.3	8.7	6.4	6.0	10.2	7.0
SEXUAL ABUSE 1ST	4.8	7.6	5.5	5.3	7.2	5.9	5.5	6.6	5.9	5.8	7.6	6.4
WEAPONS OFFENSES	5.0	5.9	5.6	5.4	6.1	5.8	5.9	6.9	6.5	5.9	6.4	6.2
KIDNAPPING 1ST,2ND	10.7	12.1	11.1	9.3	11.0	10.0	11.2	14.6	11.6	10.8	8.9	10.3
TOTAL	7.0	7.4	7.1	6.8	7.5	7.1	7.9	8.3	8.1	7.5	8.0	7.8
OTHER COERCIVE												
MANSLAUGHTER 2ND	7.3	9.4	7.8	8.2	12.6	9.2	7.4	12.3	8.6	6.9	12.0	8.0
OTHER HOMICIDE	3.0	8.6	4.0	2.7	6.3	3.4	3.3	4.0	3.5	3.4	11.6	4.8
ROBBERY 3RD	4.3	5.5	5.1	4.6	5.2	5.0	4.9	6.2	5.8	4.5	5.4	5.2
ATT ASSAULT 2ND	5.6	5.6	5.6	4.5	6.4	6.0	6.2	6.9	6.7	4.1	6.1	5.7
OTHER SEX OFFENSES	3.9	5.5	4.6	3.4	4.9	3.8	5.0	6.4	5.5	4.3	6.5	5.2
OTHER COERCIVE	5.2	7.3	6.0	5.1	7.3	6.1	6.1	6.6	6.3	7.0	7.1	7.0
TOTAL	4.8	5.9	5.4	4.8	5.9	5.4	5.5	6.5	6.1	5.2	6.0	5.7
DRUG OFFENSES												
DRUG SALE	4.4	4.7	4.6	4.5	4.8	4.7	5.1	5.8	5.5	4.7	5.2	5.1
DRUG POSSESSION	5.0	4.7	4.9	5.0	5.0	5.0	5.9	5.8	5.8	5.5	5.5	5.5
TOTAL	4.6	4.7	4.7	4.7	4.8	4.8	5.3	5.8	5.6	5.0	5.3	5.2
PROPERTY AND OTHER												
BURGLARY 3RD	4.6	4.9	4.8	4.5	4.8	4.7	4.7	5.7	5.5	4.5	5.3	5.1
GRAND LARCENY	4.5	5.3	5.1	3.7	5.0	4.7	4.1	6.1	5.6	4.1	5.9	5.4
FORGERY	4.4	5.1	4.9	3.8	4.8	4.4	4.6	5.2	5.0	4.9	5.3	5.2
STOLEN PROPERTY	4.4	5.3	5.1	4.6	5.4	5.2	5.1	5.7	5.6	4.5	5.6	5.4
DRIVE INTOXICATED	3.2	2.7	3.1	3.5	2.4	3.4	3.2	5.2	3.2	3.4	3.7	3.4
ALL OTHR FELONIES	4.2	6.1	5.2	3.3	6.3	5.0	5.6	6.8	6.2	4.8	6.0	5.4
TOTAL	4.2	5.2	4.9	4.0	5.0	4.7	4.4	5.8	5.4	4.2	5.6	5.1
YOUTHFUL OFFENDR												
YOUTHFUL OFFENDR	4.1	.	4.1	4.4	.	4.4	4.7	.	4.7	4.0	.	4.0
TOTAL	4.1	.	4.1	4.4	.	4.4	4.7	.	4.7	4.0	.	4.0
GRAND TOTAL	5.5	5.6	5.5	5.4	5.6	5.5	6.4	6.5	6.4	6.0	6.1	6.1

Table 15.2 AVERAGE JAIL TIME (IN MONTHS) BY FELONY CRIME CLASS AND BY FIRST OR SECOND FELONY OFFENDER STATUS; 1989-1992 NEW COURT COMMITMENTS

	1989			1990			1991			1992		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
FIRST FELONY OFFENDER												
A-I FELONY	462	12.8	12.4	392	13.0	12.6	434	14.8	14.5	463	14.5	14.3
A-II FELONY	712	7.2	6.7	673	7.0	6.1	706	7.8	7.1	616	8.1	7.0
CLASS B FELONY	3522	5.7	4.4	3461	5.7	4.5	3431	6.7	5.3	3131	6.6	5.0
CLASS C FELONY	2628	4.7	3.9	2795	4.9	4.0	2758	5.8	4.6	2822	5.2	4.0
CLASS D FELONY	1976	4.7	3.9	2205	4.6	3.9	2215	5.3	4.4	2283	5.0	4.0
CLASS E FELONY	685	4.0	3.2	719	3.9	3.4	688	4.3	3.5	812	4.0	3.1
YOUTHFUL OFFENDER	440	4.1	3.7	442	4.4	3.8	415	4.7	3.9	417	4.0	3.2
TOTAL	10425	5.5	4.3	10687	5.4	4.2	10647	6.4	4.9	10544	6.0	4.5
SECOND FELONY OFFENDER												
A-II FELONY	58	9.9	8.7	72	8.2	6.7	65	9.6	7.9	59	10.6	9.7
CLASS B FELONY	1130	8.5	7.8	1148	9.0	8.0	1425	9.6	8.6	1479	9.3	8.3
CLASS C FELONY	1951	6.8	5.9	2271	6.6	5.7	2532	7.4	6.4	2793	7.2	6.1
CLASS D FELONY	4823	5.1	4.2	5730	5.2	4.2	6015	6.2	5.2	6248	5.8	4.5
CLASS E FELONY	3080	4.3	3.2	3184	4.3	3.2	3421	5.0	3.8	4026	4.6	3.1
TOTAL	11042	5.6	4.5	12405	5.6	4.4	13458	6.5	5.3	14605	6.1	4.8
GRAND TOTAL	21467	5.5	4.4	23092	5.5	4.4	24105	6.4	5.2	25149	6.1	4.6

Jail Time by Region

For the years 1989 and 1990 the average jail time for commitments from New York City was 5.5 months and 5.6 months respectively (see Table 15.5). This increased to 6.8 months for 1991 commitments and 6.1 months for 1992 commitments. For Suburban New York counties the average jail time (6.8 months) in 1992 was approximately the same as that in 1989 (6.6 months). For Upstate Urban counties average jail time increased from 4.9 months in 1989 to approximately 5.4 months in 1992.

Table 15.3 AVERAGE JAIL TIME (IN MONTHS) BY REGION AND COUNTY; 1989-1992 NEW COURT COMMITMENTS

	1989			1990			1991			1992		
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN
NEW YORK CITY												
KINGS	3769	5.6	4.3	3813	6.2	4.9	3988	7.0	5.6	4243	6.0	4.3
NEW YORK	5462	5.2	4.1	5612	5.3	4.2	5926	6.7	5.6	6570	6.5	5.2
QUEENS	2844	5.7	4.7	2996	5.6	4.5	3479	6.6	5.7	3281	5.5	4.1
RICHMOND	268	5.3	4.2	294	4.6	3.2	288	5.2	4.1	247	5.1	3.7
BRONX	3170	5.7	4.1	3468	5.4	3.6	3498	6.8	4.7	3581	6.5	3.8
TOTAL	15513	5.5	4.3	16183	5.6	4.3	17179	6.8	5.4	17922	6.1	4.5
SUBURBAN NEWYORK												
NASSAU	963	7.4	6.3	1166	7.0	6.1	975	7.4	6.1	1088	8.1	6.7
ROCKLAND	122	5.0	4.3	162	4.7	4.1	186	4.8	4.6	135	5.0	4.9
SUFFOLK	765	6.3	5.1	1024	5.8	4.4	868	5.6	4.5	926	6.1	5.4
WESTCHESTER	580	6.0	4.8	658	5.5	4.3	700	5.1	4.3	658	6.3	5.4
TOTAL	2430	6.6	5.5	3010	6.1	5.0	2729	6.1	5.0	2807	6.8	5.8
UPSTATE URBAN												
ALBANY	330	5.1	4.1	296	5.5	4.2	435	6.4	4.5	329	6.1	4.4
BROOME	138	4.1	4.0	139	3.9	3.6	145	5.1	4.4	217	5.0	4.4
ERIE	392	5.6	4.4	356	5.8	5.1	406	6.6	5.6	521	6.1	5.2
MONROE	494	4.4	3.3	596	4.3	3.5	602	4.9	3.5	606	4.9	3.7
ONEIDA	193	6.6	5.8	180	6.7	5.8	193	6.2	5.3	251	6.9	5.6
ONONDAGA	278	3.3	2.5	298	3.4	2.6	283	3.6	2.7	359	3.6	2.9
RENSSELAER	54	7.2	4.6	93	6.6	3.5	66	5.7	3.3	89	4.1	3.0
SCHENECTADY	107	6.1	6.1	110	6.1	5.4	157	5.8	4.7	158	6.5	5.0
TOTAL	1986	4.9	3.9	2068	5.0	3.9	2287	5.5	4.2	2530	5.4	4.2
UPSTATE RURAL												
ALLEGANY	10	8.0	7.1	22	5.0	4.0	17	6.6	5.7	19	7.5	6.9
CATTARAUGUS	34	5.6	2.8	31	6.5	5.4	17	8.0	7.2	16	5.9	2.3
CAYUGA	41	4.5	4.0	45	3.0	3.0	34	3.7	3.8	30	4.1	4.0
CHAUTAUQUA	30	6.0	5.0	33	6.8	6.9	30	4.8	4.6	42	7.8	6.1
CHEMUNG	79	4.7	4.4	62	3.8	3.7	70	4.4	4.5	90	4.9	5.1
CHENANGO	9	5.8	5.1	11	5.0	2.8	13	4.9	5.1	17	1.8	1.2
CLINTON	19	4.3	3.7	27	7.4	7.4	32	6.9	7.6	28	5.7	5.1
COLUMBIA	48	4.5	3.3	42	6.7	5.6	54	4.3	3.4	77	4.1	3.6
CORTLAND	17	4.6	4.5	18	4.4	3.3	22	5.8	5.3	23	6.3	5.6
DELAWARE	8	2.9	1.9	9	3.1	2.6	8	4.7	5.9	7	3.2	2.7
DUTCHESS	79	5.3	4.7	122	5.5	5.4	152	6.5	5.9	135	5.1	4.1
ESSEX	4	5.8	4.5	7	5.9	5.3	7	5.1	4.7	10	7.4	5.4
FRANKLIN	12	4.8	4.4	14	5.6	4.0	24	5.8	4.5	27	4.9	4.5
FULTON	26	5.0	4.2	41	3.7	3.1	21	6.4	5.1	29	4.7	4.3
GENESEE	27	6.9	5.4	44	6.2	5.7	41	7.5	5.8	34	5.2	5.3
GREENE	7	5.9	6.1	15	6.2	7.6	18	7.1	6.5	17	4.9	4.4
HAMILTON	3	4.7	4.7	2	1.2	1.2	0	.	.	4	1.5	1.4
HERKIMER	17	9.8	7.0	25	7.2	7.3	17	7.6	7.8	16	5.9	5.5
JEFFERSON	26	3.4	3.7	45	5.2	4.8	35	5.9	5.8	36	5.0	4.3
LEWIS	6	3.4	3.2	3	2.5	2.0	3	9.5	9.3	6	10.8	9.2
LIVINGSTON	26	4.6	4.2	43	5.1	4.7	37	4.8	4.7	36	6.5	5.1
MADISON	11	6.5	6.4	15	3.9	4.3	19	4.6	4.8	16	4.2	3.3
MONTGOMERY	41	6.9	7.4	58	6.7	7.2	73	6.1	6.1	56	8.1	8.2
NIAGARA	102	4.1	3.7	112	4.0	3.8	111	4.9	4.7	133	4.4	3.6
ONTARIO	87	3.2	2.9	76	4.0	3.7	127	3.2	3.2	89	3.8	3.7
ORANGE	239	4.9	3.5	265	4.3	3.5	301	4.7	3.3	225	5.0	4.4
ORLEANS	20	4.7	4.5	30	5.5	4.8	10	5.9	6.0	46	4.2	4.0
OSWEGO	17	7.1	5.2	27	4.0	4.1	40	5.8	5.1	44	5.2	4.9
OTSEGO	30	3.4	3.4	24	4.7	2.7	32	4.3	3.5	24	3.6	3.6
PUTNAM	42	4.2	3.9	38	3.5	3.2	27	4.9	3.9	30	3.2	3.1
ST LAWRENCE	20	5.1	3.7	21	2.2	.8	29	5.9	5.6	21	4.7	3.1
SARATOGA	51	5.7	5.4	36	5.2	4.6	40	4.8	4.2	52	4.2	3.3
SCHOHARIE	11	3.4	3.3	6	6.3	6.8	12	5.7	4.6	7	6.3	5.8
SCHUYLER	5	8.4	9.6	7	4.0	2.5	7	5.1	5.7	3	3.2	2.3
SENECA	17	4.6	3.6	16	4.7	3.0	4	3.8	3.2	7	9.2	11.0
STEUBEN	30	4.3	3.5	58	4.0	2.6	44	5.4	4.5	41	5.7	4.4
SULLIVAN	133	6.9	6.3	115	6.6	5.5	77	7.0	5.7	88	7.8	7.2
TIOGA	16	4.5	4.4	27	3.9	3.4	32	5.0	5.0	30	4.6	4.5
TOMPKINS	27	4.9	4.2	22	4.9	3.8	27	5.6	4.5	25	5.8	5.5
ULSTER	88	4.6	4.4	100	3.9	3.1	108	3.6	3.2	89	4.6	3.6
WARREN	19	5.1	4.7	28	5.5	4.7	23	5.0	3.8	20	6.9	5.6
WASHINGTON	7	8.9	8.9	27	4.4	3.6	22	3.9	4.0	30	4.0	2.9
WAYNE	35	5.0	5.3	43	4.8	4.8	65	6.6	6.6	79	4.0	3.3
WYOMING	11	4.7	5.0	4	4.5	5.2	2	2.9	2.9	4	6.1	5.0
YATES	5	4.3	4.0	6	4.5	3.9	12	5.5	6.0	9	7.6	9.4
TOTAL	1592	5.1	4.3	1822	4.9	4.2	1896	5.2	4.4	1867	5.1	4.4
GRAND TOTAL	21521	5.5	4.4	23083	5.5	4.4	24091	6.4	5.2	25126	6.1	4.6

APPENDIX A: RANGE OF MINIMUM AND MAXIMUM SENTENCES BY FELONY CLASS CATEGORY[a]

Sentence to State Prison for First Felony Offense

Felony Class		Legislatively Designated Violent Felony Offense	All Other Felony Offenses
A-I Felony	Maximum	N/A	LIFE
	Minimum		15-25 Years
A-II Felony	Maximum	N/A	LIFE
	Minimum		3-8 1/2 Years
Class B Felony	Maximum	6-25	3-25
	Minimum	2-8 1/3[b] (Minimum = 1/3 of maximum sentence)	1-8 1/3 (Minimum = 1 year up to 1/3 of maximum)
Class C Felony	Maximum	4 1/2-15	3-15
	Minimum	1 1/2-5 (Minimum = 1/3 of maximum sentence)	1-5 (Minimum = 1 year up to 1/3 of maximum)
Class D Felony	Maximum	3-7	3-7
	Minimum	1-2 1/3 (Minimum = 1 year up to 1/3 of maximum)	1-2 1/3 (Minimum = 1 year up to 1/3 of maximum)
Class E Felony	Maximum	3-4	3-4
	Minimum	1-1 1/3 (Minimum = 1 year up to 1/3 of maximum)	1-1 1/3 (Minimum = 1 year up to 1/3 of maximum)

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[a] These are the general cases for these offense categories. Exceptions do exist. For example, certain class C, class D and class E felony offenders may receive a definite sentence of one year or less. For more detail see Article 70, Sentences of Imprisonment, New York State Penal Law or New York State Sentence Charts, West Publishing Co.

[b] For a class B "armed violent felony offense" the court may impose a minimum term which is between 1/3 the maximum and 1/2 the maximum term imposed (i.e. a minimum of 2-12 1/2).

APPENDIX A: RANGE OF MINIMUM AND MAXIMUM SENTENCES BY FELONY CLASS CATEGORY

Sentence to State Prison for Second Felony Offense

Felony Class		Legislatively Designated Violent Felony Offense	All Other Felony Offenses
Class A-II Felony	Maximum	N/A	Life
	Minimum		6-12 1/2 (Minimum Sentence fixed by Court)
Class B Felony	Maximum	12-25	9-25
	Minimum	6-12 1/2 (Minimum Sentence = 1/2 of maximum sentence)	4 1/2-12 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class C Felony	Maximum	8-15	6-15
	Minimum	4-7 1/2 (Minimum Sentence = 1/2 of maximum sentence)	3-7 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class D Felony	Maximum	5-7	4-7
	Minimum	2 1/2-3 1/2 (Minimum Sentence = 1/2 of maximum sentence)	2-3 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class E Felony	Maximum	4 years	3-4
	Minimum	2 years (Minimum Sentence = 1/2 of maximum sentence)	1 1/2-2 (Minimum Sentence = 1/2 of maximum sentence)

APPENDIX A: RANGE OF MINIMUM AND MAXIMUM SENTENCES BY FELONY CLASS CATEGORY[a]

Sentences to State Prison for Persistent Felony Offense

Felony Class		Legislatively Designated Violent Felony Offense	All Other Felony Offenses*
Class B Felony	Maximum	LIFE	9-25 Life Optional
	Minimum	10-25	4 1/2-12 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class C Felony	Maximum	LIFE	6-15 Life Optional
	Minimum	8-25	3-7 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class D Felony	Maximum	LIFE	4-7 Life Optional
	Minimum	6-25	2-3 1/2 (Minimum Sentence = 1/2 of maximmum sentence)
Class E Felony	Maximum	LIFE	3-4 Life Optional
	Minimum	Statute does not specify minimum term	1 1/2-2 (Minimum Sentence = 1/2 of maximum sentence)

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*Under the old law a person convicted of a third felony could be sentenced as a second felony offender.

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CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
0100	MURDER (DEGREELESS - PRIOR TO 9-1-74)	19670901	19740831	125.25	A1	VFO
0101	MURDER 1ST	19740901		125.27	A1	VFO
0102	MURDER 2ND	19740901		125.25	A1	VFO
0201	MANSLAUGHTER 1ST	19670901		125.20	B	VFO
0202	MANSLAUGHTER 2ND	19670901		125.15	C	CVO
0203	ABORTION 1ST	19670901		125.45	D	CVO
0204	ABORTION 2ND	19670901		125.40	E	CVO
0210	SELF-ABORTION 1ST	19670901		125.55		MIS
0211	SELF-ABORTION 2ND	19670901		125.50		MIS
0300	CRIMINALLY NEGLIGENT HOMICIDE	19670901		125.10	E	CVO
0301	VEHICULAR MANSLAUGHTER 2ND	19851101		125.12	D	CVO
0302	VEHICULAR MANSLAUGHTER 1ST	19851101		125.13	C	CVO
0401	RAPE 1ST	19670901		130.35	B	VFO
0402	RAPE 2ND	19670901		130.30	D	CVO
0403	RAPE 3RD	19670901		130.25	E	CVO
0405	RAPE (DEGREE NOT SPECIFIED)			130.00		CVO
0501	ROBBERY 1ST	19670901		160.15	B	VFO
0502	ROBBERY 2ND	19670901		160.10	C	VFO
0503	ROBBERY 3RD	19670901		160.05	D	CVO
0601	ASSAULT 1ST	19670901		120.10	C	VFO
0602	ASSAULT 2ND	19670901		120.05	D	VFO
0603	ASSAULT 3RD	19670901		120.00		MIS
0604	RECKLESS ENDANGERMENT 1ST	19670901		120.25	D	CVO
0605	MENACING	19670901		120.15		MIS
0606	RECKLESS ENDANGERMENT 2ND	19670901		120.20		MIS
0607	PROMOTING A SUICIDE ATTEMPT	19670901		120.30	E	CVO
0608	AGGRAVATED ASSAULT ON A PEACE OFFICER	19810702		120.11	B	VFO
0609	ASSAULT (DEGREE NOT SPECIFIED)			120.00		CVO
0610	VEHICULAR ASSAULT 2ND	19851101		120.03	E	CVO
0611	VEHICULAR ASSAULT 1ST	19851101		120.04	D	CVO
0612	ASSAULT UPON PERSON UNDER ELEVEN YEARS OF AGE	19901101		120.12	E	VFO
0701	BURGLARY 1ST	19670901		140.30	B	VFO
0702	BURGLARY 2ND	19670901		140.25	C	VFO
0703	BURGLARY 3RD	19670901		140.20	D	PDO
0900	POSSESSION OF BURGLARS TOOLS	19670901		140.35		MIS
1000	GRAND LARCENY (NOT AUTO)			155.00		PDO
1001	GRAND LARCENY - NOT AUTO 1ST	19670901	19861031	155.40	C	PDO
1002	GRAND LARCENY - NOT AUTO 2ND	19670901	19861031	155.35	D	PDO
1003	GRAND LARCENY - NOT AUTO 3RD	19670901	19861031	155.30	E	PDO
1004	GRAND LARCENY - NOT AUTO 1ST	19861101		155.42	B	PDO
1005	GRAND LARCENY - NOT AUTO 2ND	19861101		155.40	C	PDO
1006	GRAND LARCENY - NOT AUTO 3RD	19861101		155.35	D	PDO
1007	GRAND LARCENY - NOT AUTO 4RD	19861101		155.30	E	PDO
1010	COMPUTER TRESPASS			156.10	E	PDO
1011	COMPUTER TAMPERING 1ST			156.25	E	PDO
1012	UNLAWFUL DUPLICATION COMPUTER REL MATERIAL			156.30	E	PDO
1013	CRIMINAL POSSESSION COMPUTER REL MATERIAL	19861101		156.35	E	PDO
1100	PETIT LARCENY	19670901		155.25		MIS
1200	JOSTLING	19670901		165.25		MIS
1201	FRAUDULENTLY ACCOSTING	19670901		165.30		MIS
1300	UNAUTHORIZED USE OF A VEHICLE 3RD	19820901		165.05		MIS
1301	GRAND LARCENY - AUTO 1ST	19670901	19861031	155.40	C	PDO
1302	GRAND LARCENY - AUTO 2ND	19670901	19861031	155.35	D	PDO
1303	GRAND LARCENY - AUTO 3RD	19670901	19861031	155.30	E	PDO
1304	UNAUTHORIZED USE OF A VEHICLE 1ST	19820901		165.08	D	PDO
1305	UNAUTHORIZED USE OF A VEHICLE 2ND	19820901		165.06	E	PDO
1306	AUTO STRIPPING 1ST	19841101		165.10	E	PDO
1307	GRAND LARCENY - AUTO 1ST	19861101		155.42	B	PDO
1308	GRAND LARCENY - AUTO 2ND	19861101		155.40	C	PDO
1309	GRAND LARCENY - AUTO 3RD	19861101		155.35	D	PDO
1310	GRAND LARCENY - AUTO 4TH	19861101		155.30	E	PDO

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CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
1400	RECEIVING STOLEN PROPERTY			1308-2		PDO
1401	CRIM. POSS. OF STOLEN PROPTY 1ST	19670901	19861031	165.50	D	PDO
1402	CRIM. POSS. OF STOLEN PROPTY 2ND	19670901	19861031	165.45	E	PDO
1403	CRIMINAL POSS. OF STOLEN PROPERTY 3RD	19670901	19861031	165.40		MIS
1404	UNLAWFUL USE, SECRET SCIENTIFIC MATERIAL	19670901		165.07	E	PDO
1405	CRIM. POSS. OF STOLEN PROPTY 1ST	19861101		165.54	B	PDO
1406	CRIM. POSS. OF STOLEN PROPTY 2ND	19861101		165.52	C	PDO
1407	CRIM. POSS. OF STOLEN PROPTY 3RD	19861101		165.50	D	PDO
1408	CRIM. POSS. OF STOLEN PROPTY 4RD	19861101		165.45	E	PDO
1409	CRIM. POSS. OF STOLEN PROPTY 5TH	19861101		165.40		MIS
1500	FALSIFYING BUSINESS RECORDS 2ND	19670901		175.05		MIS
1501	TAMPERING WITH PUBLIC RECORDS 1ST	19670901		175.25	D	PDO
1502	FALSIFYING BUSINESS RECORDS 1ST	19670901		175.10	E	PDO
1503	OFFERING A FALSE INST. FOR FILING 1ST	19670901		175.35	E	PDO
1504	ISSUING A FALSE CERTIFICATE	19670901		175.40	E	PDO
1505	CRIMINAL USURY 2ND	19760901		190.40	E	PDO
1506	UNLAWFULLY CONCEALING A WILL	19670901		190.30	E	PDO
1507	POSSESSION OF USURIOUS LOAN RECORDS	19670901		190.45		MIS
1508	FRAUD IN INSOLVENCY	19670901		185.00		MIS
1509	FRAUD.DISP.GOODS SUBJ.CND.SALES CONTRACT	19670901		185.15		MIS
1510	TAMPERING WITH PUBLIC RECORDS 2ND	19670901		175.20		MIS
1511	OFFERING A FALSE INST. FOR FILING 2ND	19670901		175.30		MIS
1512	ISSUING A FALSE FINANCIAL STATEMENT	19670901		175.45		MIS
1513	PRESENTING A FALSE INSURANCE CLAIM	19670901	19811031	175.50		MIS
1514	FALSE ADVERTISING	19670901		190.20		MIS
1515	CRIMINAL IMPERSONATION	19860901		190.26	E	PDO
1516	FRAUDULENT DISP. OF MORTGAGED PROPERTY	19670901		185.10		MIS
1517	FRAUD INVOLVING A SECURITY INTEREST	19670901		185.05		MIS
1518	MAKING FALSE STATEMENT OF CREDIT TERMS	19820722		190.55		MIS
1519	UNLAWFUL COLLECTION PRACTICES	19670901		190.50		MIS
1520	CRIMINAL USURY 1ST	19760901		190.42	C	PDO
1521	SCHEME TO DEFRAUD 1ST	19770101		190.65	E	PDO
1522	SCHEME TO DEFRAUD 2ND	19770101		190.60		MIS
1523	ISSUING A BAD CHECK	19670901		190.05		MIS
1524	MISCONDUCT BY A CORPORATE OFFICIAL	19670901		190.35		MIS
1540	INSURANCE FRAUD 1ST	19811101	19861031	176.20	D	PDO
1541	INSURANCE FRAUD 2ND	19811101	19861031	176.15	E	PDO
1542	INSURANCE FRAUD 3RD	19811101	19861031	176.10		MIS
1543	OBSTRUCTING GOVERNMENT ADMINISTRATION			195.07	E	PDO
1544	INSURANCE FRAUD 1ST	19861101		176.30	B	PDO
1545	INSURANCE FRAUD 2ND	19861101		176.25	C	PDO
1546	INSURANCE FRAUD 3RD	19861101		176.20	D	PDO
1547	INSURANCE FRAUD 4TH	19861101		176.15	E	PDO
1548	INSURANCE FRAUD 5TH	19861101		176.10	A	MIS
1549	DEFRAUDING THE GOVERNMENT	19861101		195.20	E	PDO
1550	ENTERPRISE CORRUPTION	19861101		460.20	B	PDO
1551	FALSE RETURN OR REPORT: CORPORATE TAX	19851101		TX1805	E	PDO
1552	FRAUD IN THE SALE OF SECURITIES	19820901		GB0352	E	PDO
1553	UNAUTHORIZED PRACTICE OF A PROFESSION	19760823		ED6512	E	PDO
1554	FALSE TAX RETURN: PERSONAL INCOME	19851101		TX1804	E	PDO
1555	REPEATED FAILURE TO FILE: PERSONAL INCOME	19851101		TX1802	E	PDO
1556	MONEY LAUNDERING 1ST	19881101		470.14	D	PDO
1557	MONEY LAUNDERING 2ND	19881101		470.10	E	PDO
1558	MISUSE OF FOOD STAMPS	19670901		SS147	E	PDO
1559	CONTRACTS FOR MONOPOLY	19750701		GB0340	E	PDO
1560	MOTOR FUEL TAX EVASION	19851101		TX1812	E	PDO
1600	FORGERY 1ST	19670901		170.15	C	PDO
1601	CRIMINAL POSS. FORGED INST. 1ST	19670901		170.30	C	PDO
1602	FORGERY 2ND	19670901		170.10	D	PDO
1603	CRIMINAL POSS. FORGED INST. 2ND	19670901		170.25	D	PDO
1604	CRIMINAL POSS. FORGERY DEVICES	19670901		170.40	D	PDO

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CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
1605	FORGERY 3RD	19670901		170.05		MIS
1606	CRIMINAL POSS. FORGED INST. 3RD	19670901		170.20		MIS
1607	CRIMINAL SIMULATION	19670901		170.45		MIS
1608	UNLAWFULLY USING SLUGS 1ST	19670901		170.60	E	PDO
1609	FORGERY OF VEHICLE IDENTIFICATION NUMBER	19710401		170.65	E	PDO
1610	ILLEGAL POSS. VEHICLE IDENTIFICATION NUMBER	19710401		170.70	E	PDO
1611	UNLAWFULLY USING SLUGS 2ND	19670901		170.55		MIS
1612	FORGERY (DEGREE NOT SPECIFIED)			170.00		PDO
1700	ARSON 1ST	19710901		150.20	A1	VFO
1701	ARSON 2ND	19710901		150.15	B	VFO
1702	ARSON 3RD	19710901		150.10	C	CVO
1703	ARSON 4TH	19710901		150.05	E	CVO
1801	PROMOTING PROSTITUTION 1ST	19780901		230.32	B	PDO
1802	PROMOTING PROSTITUTION 2ND	19780901		230.30	C	PDO
1803	PROMOTING PROSTITUTION 3RD	19780901		230.25	D	PDO
1804	PROSTITUTION	19690901		230.00		MIS
1805	PERMITTING PROSTITUTION	19670901		230.40		MIS
1807	PATRONIZING A PROSTITUTE 1ST	19780901		230.06	D	CVO
1808	PATRONIZING A PROSTITUTE 2ND	19780901		230.05	E	PDO
1809	PROMOTING PROSTITUTION 4TH	19780901		230.20		MIS
1810	PATRONIZING A PROSTITUTE 3RD	19780901		230.04		MIS
1811	PATRONIZING A PROSTITUTE 4TH	19780901		230.03		MIS
1812	LOITERING, PURPOSE OF PROSTITUTION	19760711		240.37		VIO
1813	LOITERING, PURPOSE OF PROSTITUTION (2ND OFF)	19670901		240.37		MIS
1901	SODOMY 1ST	19670901		130.50	B	VFO
1902	SODOMY 2ND	19670901		130.45	D	CVO
1903	SODOMY 3RD	19670901		130.40	E	CVO
1904	SEXUAL MISCONDUCT	19670901		130.20		MIS
1905	SEXUAL ABUSE 1ST	19670901		130.65	D	VFO
1906	SEXUAL ABUSE 2ND	19670901		130.60		MIS
1907	INCEST	19670901		255.25	E	CVO
1908	SEXUAL ABUSE 3RD	19670901		130.55		MIS
1909	CONSENSUAL SODOMY	19670901		130.38		MIS
1910	AGGRAVATED SEXUAL ABUSE	19780901	19801031	130.70	B	VFO
1911	AGGRAVATED SEXUAL ABUSE 1ST	19801101		130.70	B	VFO
1912	AGGRAVATED SEXUAL ABUSE 2ND	19801101		130.67	C	VFO
2000	CRIMINAL SELLING OF DANGEROUS DRUGS 1ST	19690901	19730831	220.40	A1	PDO
2001	CRIMINAL SELLING OF DANGEROUS DRUGS 3RD	19670901	19690901	220.40	D	PDO
2002	USE OF DRUG PARAPHERNALIA 2ND	19710901		220.50		MIS
2003	CRIMINAL POSSES. OF DANGEROUS DRUGS 5TH	19690901	19830831	220.06		PDO
2004	CRIMINAL POSSES. OF DANGEROUS DRUGS 2ND	19690901	19730831	220.15	B	PDO
2005	CRIMINAL POSSES. OF DANGEROUS DRUGS 3RD	19670901	19690831	220.10	D	PDO
2006	CRIMINAL POSSES. OF DANGEROUS DRUGS 4TH	19690901	19730831	220.05		PDO
2007	CRIMINAL POSSES. OF DANGEROUS DRUGS 1ST	19700426	19730831	220.20	A1	PDO
2008	USE OF DRUG PARAPHERNALIA 1ST	19670901		220.55	D	PDO
2009	CRIMINAL POSS. HYPODERMIC INSTRUMENT	19670901		220.45		MIS
2010	CRIMINAL INJECTION OF A NARCOTIC DRUG	19710901		220.46	E	PDO
2011	ARTICLE 33 - PUBLIC HEALTH LAW	19820901		PH1753	E	PDO
2012	CRIMINAL POSSESSION OF PRECURSORS	19730901		220.60	E	PDO
2013	CRIMINAL SALE, CONTROLLED SUBSTANCE 1ST	19730901		220.43	A1	PDO
2014	CRIMINAL POSS. CONTROLLED SUBSTANCE 1ST	19730901		220.21	A1	PDO
2015	CRIMINAL SALE, CONTROLLED SUBSTANCE 2ND	19730901		220.41	A2	PDO
2016	CRIMINAL POSS. CONTROLLED SUBSTANCE 2ND	19730901		220.18	A2	PDO
2017	CRIMINAL SALE, CONTROLLED SUBSTANCE 3RD	19790901		220.39	B	PDO
2018	CRIMINAL POSS. CONTROLLED SUBSTANCE 3RD	19790901		220.16	B	PDO
2019	CRIMINAL SALE. CONTROLLED SUBSTANCE 4TH	19730901	19790831	220.37	B	PDO
2020	CRIMINAL POSS. CONTROLLED SUBSTANCE 4TH	19730901	19790831	220.12	B	PDO
2021	CRIMINAL SALE, CONTROLLED SUBSTANCE 4TH	19790901		220.34	C	PDO
2022	CRIMINAL POSS. CONTROLLED SUBSTANCE 4TH	19790901		220.09	C	PDO
2023	CRIMINAL SALE, CONTROLLED SUBSTANCE 5TH	19790901		220.31	D	PDO
2024	CRIMINAL POSS. CONTROLLED SUBSTANCE 5TH	19790901		220.06	D	PDO

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CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
2025	CRIMINAL POSS. CONTROLLED SUBSTANCE 6TH	19790901	19851031	220.05	E	PDO
2026	ARTICLE 33 - PUBLIC HEALTH LAW	19820901		PH1753		MIS
2027	CRIMINAL SALE OF MARIHUANA 1ST	19770729		221.55	C	PDO
2028	CRIMINAL POSSESSION OF MARIHUANA 1ST	19770729		221.30	C	PDO
2029	CRIMINAL SALE OF MARIHUANA 2ND	19770729		221.50	D	PDO
2030	CRIMINAL POSSESSION OF MARIHUANA 2ND	19770729		221.25	D	PDO
2031	CRIMINAL SALE OF MARIHUANA 3RD	19770729		221.45	E	PDO
2032	CRIMINAL POSSESSION OF MARIHUANA 3RD	19770729		221.20	E	PDO
2034	CRIMINAL POSS. CONTROLLED SUBSTANCE 7TH	19790901		220.03		MIS
2035	CRIMINAL SALE OF MARIHUANA 4TH	19770729		221.40		MIS
2036	CRIMINAL SALE OF MARIHUANA 5TH	19770729		221.35		MIS
2037	CRIMINAL POSSESSION OF MARIHUANA 4TH	19770729		221.15		MIS
2038	CRIMINAL POSSESSION OF MARIHUANA 5TH	19770729		221.10		MIS
2039	CRIMINAL SALE OF CONTROLLED SUBST- SCHOOL	19861101		220.44	B	PDO
2040	CRIMINAL SALE OF PRESCRIPTION	19861101		220.65	C	PDO
2091	CRIMINAL SALE OF DANGEROUS DRUG 3RD	19690901	19730831	220.35	C	PDO
2092	CRIMINAL SALE OF CONTROLLED SUBST 3RD	19730901	19790831	220.39	A3	PDO
2093	CRIMINAL POSS OF CONTROLLED SUBST 3RD	19730901	19790831	220.16	A3	PDO
2094	CRIMINAL SELLING OF DANGEROUS DRUGS 2ND	19690901	19730831	220.35	B	PDO
2095	CRIMINAL POSS OF DANGEROUS DRUGS 2ND	19670901	19690901	220.15	D	PDO
2096	CRIMINAL SELLING OF DANGEROUS DRUGS 3RD	19670901	19690831	220.30	D	PDO
2097	CRIMINAL POSS OF DANGEROUS DRUG 4TH	19690901	19730831	220.15	D	PDO
2100	CRIMINAL POSS OF A DANGEROUS WEAPON 1ST	19740901		265.04	B	VFO
2101	CRIMINAL POSSESSION OF A WEAPON 3RD	19740901		265.02	D	VFO
2102	MFG,TRANSPORT ETC, DANGEROUS WEAPONS ETC	19670901		265.10	D	CVO
2103	PROHIBITED USE OF WEAPONS 1ST	19670901		265.35	D	CVO
2104	PROHIBITED USE OF WEAPONS 2ND	19740901		265.35	E	CVO
2105	CRIMINAL POSSESSION OF A WEAPON 4TH	19740901		265.01		MIS
2106	MFG,TRANSPORT ETC, DANGEROUS WEAPONS ETC	19670901		265.10		MIS
2107	PROHIBITED USE OF WEAPONS	19670901		265.35		MIS
2108	CRIMINAL POSSESSION OF A WEAPON 2ND	19740901		265.03	C	VFO
2109	DANGEROUS WEAPON OFFENSE			265.05		VIO
2110	FAILURE TO REPORT CERTAIN WOUNDS	19670901		265.25		MIS
2121	CRIMINAL USE OF FIREARMS 1ST	19800812		265.09	B	VFO
2122	CRIMINAL USE OF FIREARMS 2ND	19800812		265.08	C	VFO
2123	CRIMINAL SALE OF FIREARMS 1ST	19800812	19911031	265.12	D	VFO
2124	CRIMINAL SALE OF FIREARMS 2ND	19800812	19911031	265.11	E	CVO
2125	UNLAWFUL WEARING OF A BODY VEST	19841101		270.20	E	CVO
2126	POSSESSION OF EXPLOSIVES W/O LICENSE	19840901		LA0458	D	PDO
2127	CRIMINAL SALE OF FIREARMS 1ST	19911101		265.13	C	VFO
2128	CRIMINAL SALE OF FIREARMS 2ND	19911101		265.12	D	VFO
2129	CRIMINAL SALE OF FIREARMS 3RD	19911101		265.11	E	CVO
2201	DRIVING WHILE INTOX., 1ST OFFENSE	19801101		VT1192		MIS
2202	DRIVING WHILE INTOX., 2ND/SUBSQ. OFFENSE	19801101		VT1192	E	PDO
2300	OBSCENITY 2ND	19820901		235.06	E	PDO
2301	OBSCENITY 1ST	19820901		235.07	D	PDO
2302	DISSEM. OF INDECENT MATERIAL TO MINORS	19690901		235.21	E	PDO
2303	PUBLIC DISPLAY,OFFENSIVE SEXUAL MATERIAL	19710901		245.11		MIS
2304	ISSUING ABORTIONAL ARTICLES	19670901		125.60		MIS
2305	PUBLIC LEWDNESS	19670901		245.00		MIS
2400	ABANDONMENT OF A CHILD	19670901		260.00	E	CVO
2401	NON-SUPPORT OF A CHILD	19670901		260.05		MIS
2500	ENDANGERING THE WELFARE OF A CHILD	19670901		260.10		MIS
2501	USE OF A CHILD IN A SEXUAL PERFORMANCE	19771109		263.05	C	CVO
2502	PROMOTING OBSCENE SEX PERF. BY A CHILD	19771109		263.10	D	CVO
2503	PROMOTING SEXUAL PERFORMANCE BY A CHILD	19771109		263.15	D	CVO
2504	UNLAWFULLY DEALING WITH A CHILD	19670901		260.20		MIS
2506	ENDANGERING WELFARE - INCOMPETENT PERSON	19670901		260.25		MIS
2600	MFG. OR SALE,ILLICIT ALCOHOLIC BEVERAGES	19670901		ABC152	E	PDO
2601	VIOL. OF REGS , SALE ALCOHOLIC BEVERAGES	19540701		ABC151		VIO
2602	VIOL. OF REGS , SALE ALCOHOLIC BEVERAGES	19540701		ABC151		MIS

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CRIME TABLE - SORTED BY CRIME CODE - 04OCT93

CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
2700	UNLAWFUL USE OF CREDIT CARDS	19690723		165.17		MIS
2701	THEFT OF SERVICES	19670901		165.15		MIS
2702	MISAPPLICATION OF PROPERTY	19670901		165.00		MIS
2703	FRAUDULENTLY OBTAINING A SIGNATURE	19670901		165.20		MIS
2704	FORTUNE TELLING	19670901		165.35		MIS
2801	DRIVING WHILE IMPAIRED,DRUGS - 1ST OFF.	19881101		VT1192		MIS
2802	DRIVING,IMPAIRED,DRUGS - 2ND/SUBSQ OFF.	19881101		VT1192	E	PDO
2900	UNSPEC. VIOLATION OF MOTOR VEHICLE LAWS			VT		
2901	DESTROYING/DEFACING UNATTENDED MOTOR VEH	19700101	19841031	VT1224		MIS
2902	UNAUTH. REMOVAL LIC. PLATE FROM MOTOR VEH	19710901		VT 403		MIS
2903	LEAV SERIOUS PERSONAL INJ ACC W/O REPORTING	19880901		VT 600	E	PDO
2904	AGGRAVATED UNLIC. OPERATION OF MOTOR VEHICLE	19851101		VT511.	E	PDO
2905	UNLICENSED VEHICLE DISMANTLING	19841101		VT415.	E	PDO
2906	SELL MV/TRLR/PARTS W/CHANGING ID NUMBERS	19830727		VT0421	E	PDO
2907	MAKING A FALSE STATEMENT; STOLEN VEHICLE	19670901		VT0426	E	PDO
3000	RIOT 2ND	19670901		240.05		MIS
3001	INCITING A RIOT	19670901		240.08		MIS
3002	DISRUPTION OF RELIGIOUS SERVICES	19670901		240.21		MIS
3003	AGGRAVATED HARASSMENT 2ND	19820901		240.30		MIS
3004	UNLAWFUL ASSEMBLY	19670901		240.10		MIS
3005	LOITERING 1ST	19680901		240.36		MIS
3006	CRIMINAL NUISANCE	19891101		240.45		MIS
3007	FALSELY REPORTING AN INCIDENT 3RD	19760901		240.50		MIS
3008	FALSELY REPORTING AN INCIDENT 2ND	19730901		240.55		MIS
3009	FALSELY REPORTING AN INCIDENT 1ST	19770901		240.60	E	PDO
3010	PUBLIC INTOXICATION			240.40		VIO
3011	APPEAR IN PUBLIC,INTOX,DRUGS NOT ALCOHOL			240.40		VIO
3012	LOITERING, PURPOSE OF PROSTITUTION			240.37		VIO
3013	AGGRAVATED HARRASSMENT 1ST	19820901		240.31	E	PDO
3014	CRIMINAL NUISANCE 1ST	19891101		240.46	E	PDO
3100	LOITERING			240.35		VIO
3101	DISORDERLY CONDUCT	19670901		240.20		VIO
3102	HARASSMENT	19670901		240.25		VIO
3103	LOITERS FOR BEGGING			240.35		VIO
3301	PROMOTING GAMBLING 1ST LOTTERY OR POLICY	19670901		225.10	E	PDO
3302	PROMOTING GAMBLING 1ST - BOOKMAKING	19670901		225.10	E	PDO
3303	POSS.GAMBLING RECORDS 1ST-LOTTERY/POLICY	19670901		225.20	E	PDO
3304	POSS. GAMBLING RECORDS 1ST - BOOKMAKING	19670901		225.20	E	PDO
3305	POSSESSION OF GAMBLING DEVICES	19670901		225.30		MIS
3306	PROMOTING GAMBLING 2ND	19670901		225.05		MIS
3307	POSSESSION OF GAMBLING RECORDS 2ND	19670901		225.15		MIS
3401	CRIMINAL MISCHIEF 2ND	19710901		145.10	D	PDO
3402	CRIMINAL MISCHIEF 3RD	19710901		145.05	E	PDO
3403	CRIMINAL MISCHIEF 4TH	19710901		145.00		MIS
3404	CRIMINAL TAMPERING 1ST	19670901		145.20	D	PDO
3405	CRIMINAL TAMPERING 2ND	19790101		145.15		MIS
3406	CRIMINAL MISCHIEF 1ST	19710901		145.12	B	PDO
3407	CRIMINAL TAMPERING 3RD	19790101		145.14		MIS
3408	RECKLESS ENDANGERMENT OF PROPERTY	19670901		145.25		MIS
3409	TAMPERING WITH CONSUMER PRODUCT 1ST	19861101		145.45	E	PDO
3501	CRIMINAL TRESPASS 1ST	19690901		140.17	D	PDO
3502	CRIMINAL TRESPASS 2ND	19690901		140.15		MIS
3503	CRIMINAL TRESPASS 3RD	19690901		140.10		MIS
3504	UNLAWFUL POSSESSION OF RADIO DEVICES	19700901		140.40		MIS
3600	CORPORATION ORDINANCES-MISDMNR,LOCAL LAW	19760826		OML 6		MIS
3601	UNLAWFUL POSSESSION MEDICAL WASTE 1ST	19890707		EN71-4	E	PDO
3602	UNLAWFUL POSSESSION HAZARDOUS WASTE 2ND	19810721		EN71-2	E	PDO
3603	SETTING FOREST LAND ON FIRE	19720901		EN09-1105	E	PDO
3900	ABSCONDING FROM FURLOUGH PROGRAM	19720807		205.18		MIS
3901	ESCAPE 1ST	19670901		205.15	D	PDO
3902	ESCAPE 2ND	19670901		205.10	E	PDO

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CRIME TABLE - SORTED BY CRIME CODE - 04OCT93

CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
3903	ESCAPE 3RD	19670901		205.05		MIS
3904	ABSCONDING FROM TEMPORARY RELEASE 1ST	19720621		205.17	E	PDO
3905	RESISTING ARREST	19670901		205.30		MIS
3906	ABSCONDING FROM TEMPORARY RELEASE 2ND	19720621		205.16		MIS
3907	PROMOTING PRISON CONTRABAND 1ST	19670901		205.25	D	PDO
3908	PROMOTING PRISON CONTRABAND 2ND	19670901		205.20		MIS
3909	HINDERING PROSECUTION 1ST	19670901		205.65	D	PDO
3910	HINDERING PROSECUTION 2ND	19670901		205.60	E	PDO
3911	HINDERING PROSECUTION 3RD	19670901		205.55		MIS
3912	ABSCONDING FROM COMMUNITY TREATMENT FACILITY	19860724		205.19	E	PDO
4000	KIDNAPPING			135.00		USP
4001	KIDNAPPING 1ST	19670901		135.25	A1	VFO
4002	KIDNAPPING 2ND	19670901		135.20	B	VFO
4003	UNLAWFUL IMPRISONMENT 1ST	19670901		135.10	E	CVO
4004	CUSTODIAL INTERFERENCE 1ST	19670901		135.50	E	CVO
4005	SUBSTITUTION OF CHILDREN	19670901		135.55	E	CVO
4006	COERCION 1ST	19670901		135.65	D	CVO
4007	UNLAWFUL IMPRISONMENT 2ND	19670901		135.05		MIS
4008	COERCION 2ND	19670901		135.60		MIS
4009	CUSTODIAL INTERFERENCE 2ND	19670901		135.45		MIS
4010	BODY STEALING	19670901		PH4216	E	PDO
4201	BAIL JUMPING 2ND	19830908		215.56	E	PDO
4202	TAMPERING WITH PHYSICAL EVIDENCE	19670901		215.40	E	PDO
4203	CRIMINAL CONTEMPT 1ST	19720901		215.51	E	PDO
4204	UNLAWFUL GRAND JURY DISCLOSURE	19770719		215.70	E	PDO
4205	TAMPERING WITH A WITNESS 4TH	19820901		215.10		MIS
4206	TAMPERING WITH A JUROR	19901101		215.25		MIS
4207	MISCONDUCT BY A JUROR	19901101		215.30		MIS
4208	COMPOUNDING A CRIME	19670901		215.45		MIS
4209	CRIMINAL CONTEMPT 2ND	19720901		215.50		MIS
4210	BAIL JUMPING 3RD	19830908		215.55		MIS
4211	CRIMINAL CONTEMPT OF THE LEGISLATURE	19670901		215.60		MIS
4212	CRIM. CONTEMPT,TEMP. STATE COMMISSION	19700901		215.65		MIS
4213	CRIM. CONTEMPT,STATE COMM. JUDICIAL COND	19790601		215.66		MIS
4214	UNLAWFUL DISCLOSURE OF AN INDICTMENT	19670901		215.75		MIS
4215	TAMPERING WITH A WITNESS 3RD	19820901		215.11	E	PDO
4216	TAMPERING WITH A WITNESS 1ST	19820901		215.13	B	PDO
4217	TAMPERING WITH A WITNESS 2ND	19820901		215.12	D	PDO
4218	BAIL JUMPING 1ST	19830908		215.57	D	PDO
4300	BIGAMY	19670901		255.15	E	PDO
4301	UNLAWFULLY SOLEMNIZING A MARRIAGE	19670901		255.00		MIS
4302	UNLAWFULLY ISSUING A DISSOLUTION DECREE	19670901		255.05		MIS
4303	UNLAWFULLY PROCURING A MARRIAGE LICENSE	19670901		255.10		MIS
4304	ADULTERY	19670901		255.17		MIS
4601	PERJURY 1ST	19670901		210.15	D	PDO
4602	PERJURY 2ND	19670901		210.10	E	PDO
4603	MAKING APPARENTLY SWORN FALSE STATE. 1ST	19670901		210.40	E	PDO
4604	PERJURY 3RD	19670901		210.05		MIS
4605	MAKING APPARENTLY SWORN FALSE STATE. 2ND	19670901		210.35		MIS
4606	MAKING PUNISHABLE FALSE WRITTEN STATEMENT	19670901		210.45		MIS
4607	CRIMINAL SOLICITATION 4TH	19780901		100.05		MIS
4800	BRIBERY 2ND	19730901	19841031	200.00	D	PDO
4801	BRIBERY 1ST	19730901		200.04	B	PDO
4802	BRIBE RECEIVING 1ST	19730901		200.12	B	PDO
4803	REWARDING OFFICIAL MISCONDUCT 1ST	19730901		200.22	C	PDO
4804	BRIBE RECEIVING 2ND	19730901	19841031	200.10	D	PDO
4805	RECEIVING REWARD FOR OFFICIAL MISCONDUCT 1ST	19730901		200.27	C	PDO
4806	REWARDING OFFICIAL MISCONDUCT 2ND	19730901		200.20	E	PDO
4807	RECEIVING REWARD FOR OFFICIAL MISCONDUCT 2ND	19730901		200.25	E	PDO
4808	BRIBE RECEIVING BY A JUROR	19670901		215.20	D	PDO
4809	BRIBE RECEIVING BY A WITNESS	19670901		215.05	D	PDO

CRIME TABLE - SORTED BY CRIME CODE - 04OCT93

CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
4810	BRIBING A JUROR	19851101		215.19	D	PDO
4811	BRIBING A WITNESS	19670901		215.00	D	PDO
4812	SPORTS BRIBING	19670901		180.40	D	PDO
4813	SPORTS BRIBE RECEIVING	19670901		180.45	E	PDO
4814	COMMERCIAL BRIBING 1ST	19760901	19830831	180.03	E	PDO
4815	COMMERCIAL BRIBE RECEIVING 1ST	19830901		180.08	E	PDO
4816	COMMERCIAL BRIBING 2ND	19830901		180.00		MIS
4817	COMMERCIAL BRIBE RECEIVING 2ND	19830901		180.05		MIS
4818	BRIBING A LABOR OFFICIAL	19670901		180.15	D	PDO
4819	BRIBE RECEIVING BY A LABOR OFFICIAL	19670901		180.25	D	PDO
4820	BRIBE GIVING FOR PUBLIC OFFICE	19670901		200.45	D	PDO
4821	BRIBE RECEIVING FOR PUBLIC OFFICE	19670901		200.50	D	PDO
4822	TAMPERING WITH A SPORTS CONTEST 2ND	19820926		180.50		MIS
4823	RENT GOUGING	19670901		180.55		MIS
4824	GIVING UNLAWFUL GRATUITIES	19670901		200.30		MIS
4825	RECEIVING UNLAWFUL GRATUITIES	19670901		200.35		MIS
4826	TAMPERING WITH A SPORTS CONTEST 1ST	19820926		180.51	E	PDO
4827	IMPAIRING INTEG. PARI-MUTUEL BETTING SYS 2ND	19820926		180.52	E	PDO
4828	IMPAIRING INTEG. PARI-MUTUEL BETTING SYS 1ST	19820926		180.53	D	PDO
4829	INTIMIDATION OF VICTIM OR WITNESS 2ND	19861101		215.16	D	PDO
4830	INTIMIDATION OF VICTIM OR WITNESS 3RD	19851101		215.15	E	PDO
4831	BRIBERY 2ND	19861101		200.03	C	PDO
4832	BRIBERY 3RD	19861101		200.00	D	PDO
4833	BRIBE RECEIVING 2ND	19861101		200.11	C	PDO
4834	BRIBE RECEIVING 3RD	19861101		200.10	D	PDO
4835	INTIMIDATION OF VICTIM OR WITNESS 1ST	19861101		215.17	B	VFO
5400	EAVESDROPPING	19670901		250.05	E	PDO
5401	POSSESSION OF EAVESDROPPING DEVICES	19670901		250.10		MIS
5402	FAILURE TO REPORT WIRETAPPING	19670901		250.15		MIS
5403	DIVULGING A COURT ORDER	19670901		250.20		MIS
5404	TAMPERING WITH PRIVATE COMMUNICATIONS	19670901		250.25		MIS
5405	UNLAWFULLY OBTAINING COMMUNICATIONS INFO	19670901		250.30		MIS
5406	FAILURE TO REPORT CRIMINAL COMMUNICATION	19670901		250.35		MIS
6001	RIOT 1ST	19670901		240.06	E	PDO
6002	CRIMINAL ANARCHY	19670901		240.15	E	PDO
6401	CONSPIRACY 1ST	19780901		105.17	A1	VFO
6402	CONSPIRACY 2ND	19780901		105.15	B	PDO
6403	CONSPIRACY 3RD	19780901		105.13	D	PDO
6404	CONSPIRACY 4TH	19780901		105.10	E	PDO
6405	CONSPIRACY 5TH	19780901		105.05		MIS
6406	CONSPIRACY 6TH	19780901		105.00		MIS
6500	CRIMINAL SOLICITATION 1ST	19780901		100.13	C	PDO
6501	CRIMINAL SOLICITATION 2ND	19780901		100.10	D	PDO
6502	CRIMINAL SOLICITATION 3RD	19780901		100.08	E	PDO
6600	CRIMINAL FACILITATION 1ST	19780901		115.08	B	PDO
6601	CRIMINAL FACILITATION 2ND	19780901		115.05	C	PDO
6602	CRIMINAL FACILITATION 3RD	19780901		115.01	E	PDO
6700	UNAUTHORIZED TRANSFER OF RECORDED SOUND	19901101		275.05	E	PDO
6701	ADVERTISING/SALE, UNAUTHORIZED RECORDING	19901101		275.10		MIS
6702	FAILURE TO DISCLOSE ORIGIN OF RECORDING	19901101		275.15		MIS
6703	IMPROPER LABELLING OF RECORDS	19780901	19901031	275.20		MIS
8000	YOUTHFUL OFFENDER	19841128			YO	
8001	YO- MURDER	19841128		125	YO	VFO
8002	YO- MANSLAUGHTER	19841128		125	YO	VFO
8003	YO- CRIMINALLY NEGLIGENT HOMICIDE	19841128		125	YO	CVO
8004	YO- RAPE	19841128		130	YO	VFO
8005	YO- ROBBERY	19841128		160	YO	VFO
8006	YO- ASSAULT	19841128		120	YO	VFO
8007	YO- BURGLARY	19841128		140	YO	VFO
8010	YO- GRAND LARCENY (NOT AUTO)	19841128		155	YO	PDO
8013	YO- GRAND LARCENY -(AUTO)	19841128		155	YO	PDO

CRIME TABLE - SORTED BY CRIME CODE - 04OCT93

CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
8014	YO- CRIMINAL POSS. OF STOLEN PROPERTY	19841128		165	YO	PDO
8015	YO- FRAUD	19841128		175	YO	PDO
8016	YO- FORGERY	19841128		170	YO	PDO
8017	YO- ARSON	19841128		150	YO	CVO
8018	YO- PROMOTING PROSTITUTION	19841128		230	YO	PDO
8019	YO- SODOMY / SEXUAL ABUSE	19841128		130	YO	VFO
8020	YO- DRUG OFFENSE	19841128		220	YO	PDO
8021	YO- DANGEROUS WEAPONS	19841128		265	YO	VFO
8022	YO- DRIVING WHILE INTOXICATED	19841128		VT1192	YO	PDO
8024	YO- ABANDONMENT/NON-SUPPORT OF A CHILD	19841128		260	YO	CVO
8025	YO- ENDANG WELFARE/CHILD, INCOMPETENT PERSON	19841128		260	YO	CVO
8026	YO- MFG. OR SALE,ILLICIT ALCOHOLIC BEVERAGES	19841128		ABC152	YO	PDO
8028	YO- DRIVING WHILE IMPARED, DRUGS	19841128		VT1192	YO	PDO
8031	YO- DISORDERLY CONDUCT	19841128		240	YO	VIO
8033	YO- PROMOTING GAMBLING LOTTERY OR POLICY	19841128		225	YO	PDO
8034	YO- CRIMINAL MISCHIEF	19841128		145	YO	PDO
8035	YO- CRIMINAL TRESPASS	19841128		140	YO	PDO
8039	YO- ESC/ABS, RES ARREST, PRO PRISON CONTRA'D	19841128		205	YO	PDO
8040	YO- KIDNAPPING	19841128		135	YO	VFO
8042	YO- TAMPERING WITH A WITNESS	19900110		215	YO	PDO
9001	UNSPECIFIED FELONY	19841011		UNSPEC	UN	
9002	UNSPECIFIED MISDEMEANOR	19850115		UNSPEC	UN	
9003	UNSPECIFIED VIOLATION	19850115		UNSPEC	UN	
9004	UNSPECIFIED INFRACTION	19850115		UNSPEC	UN	
9100	JUVENILE DELIQUENT	19850115			JD	

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CHARACTERISTICS OF INMATES DISCHARGED

1992

Mario M. Cuomo
Governor

Thomas A. Coughlin III
Commissioner

CHARACTERISTICS OF INMATES DISCHARGED

1992

This report presents information on the characteristics of inmates released from the facilities of the New York State Department of Correctional Services during calendar year 1992. Length of time in custody is presented according to various legal history criteria such as commitment offense, felony class category of commitment offense, minimum sentence length and maximum sentence length. In addition, several tables show trends in length of stay across the years 1988 through 1992. The report is preceded by a summary of the main findings.

Division of Program Planning, Research and Evaluation

1994

CHARACTERISTICS OF INMATES DISCHARGED

1992

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CHARACTERISTICS OF INMATES DISCHARGED

1992

This report is one of a series of reports designed to provide relevant information about persons committed to the custody of the New York State Department of Correctional Services. This report presents information on the characteristics of inmates discharged from the custody of the Department of Correctional Services during calendar year 1992. Our principle objective is to examine the length of time served in custody according to various legal history criteria such as commitment offense, felony class category of commitment offense, minimum sentence length and maximum sentence length. For comparative purposes, we have also included data on time served for persons released in earlier years.

The information in this report is based on data files that are developed and maintained by the Division of Management Information Services and by the Division of Program Planning, Research and Evaluation.

FIGURE 1-A
TYPE OF RELEASE: 1992

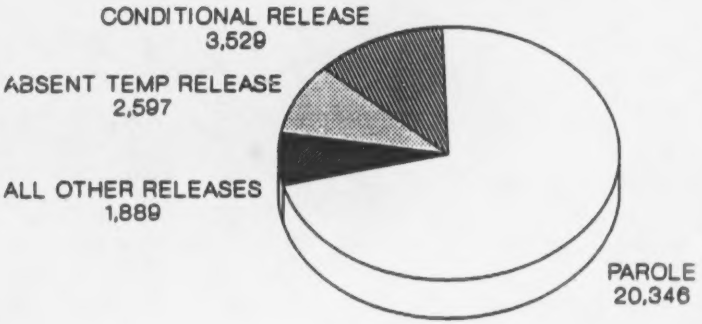


TABLE 1.1
RELEASE TYPE BY SEX;
TOTAL 1992 RELEASES FROM NEW YORK STATE DEPARTMENT OF CORRECTIONAL SERVICES

RELEASE TYPE	MALE		FEMALE		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
PAROLE	18537	70.8%	1809	82.6%	20346	71.7%
CONDITIONAL RELEASE	3404	13.0%	125	5.7%	3529	12.4%
MAXIMUM EXPIRATION	632	2.4%	63	2.9%	695	2.5%
TRANSFER OTHER AGENCY	652	2.5%	42	1.9%	694	2.4%
COURT ORDER DISCHARGE	140	.5%	11	.5%	151	.5%
ESCAPE	9	.0%	0	.0%	9	.0%
ABSCONDENCE	2225	8.5%	114	5.2%	2339	8.2%
TEMPORARY RELEASE AWOL	251	1.0%	7	.3%	258	.9%
DEATH	293	1.1%	18	.8%	311	1.1%
OTHER RELEASE	28	.1%	1	.0%	29	.1%
TOTAL	26171	100.0%	2190	100.0%	28361	100.0%

Section 1

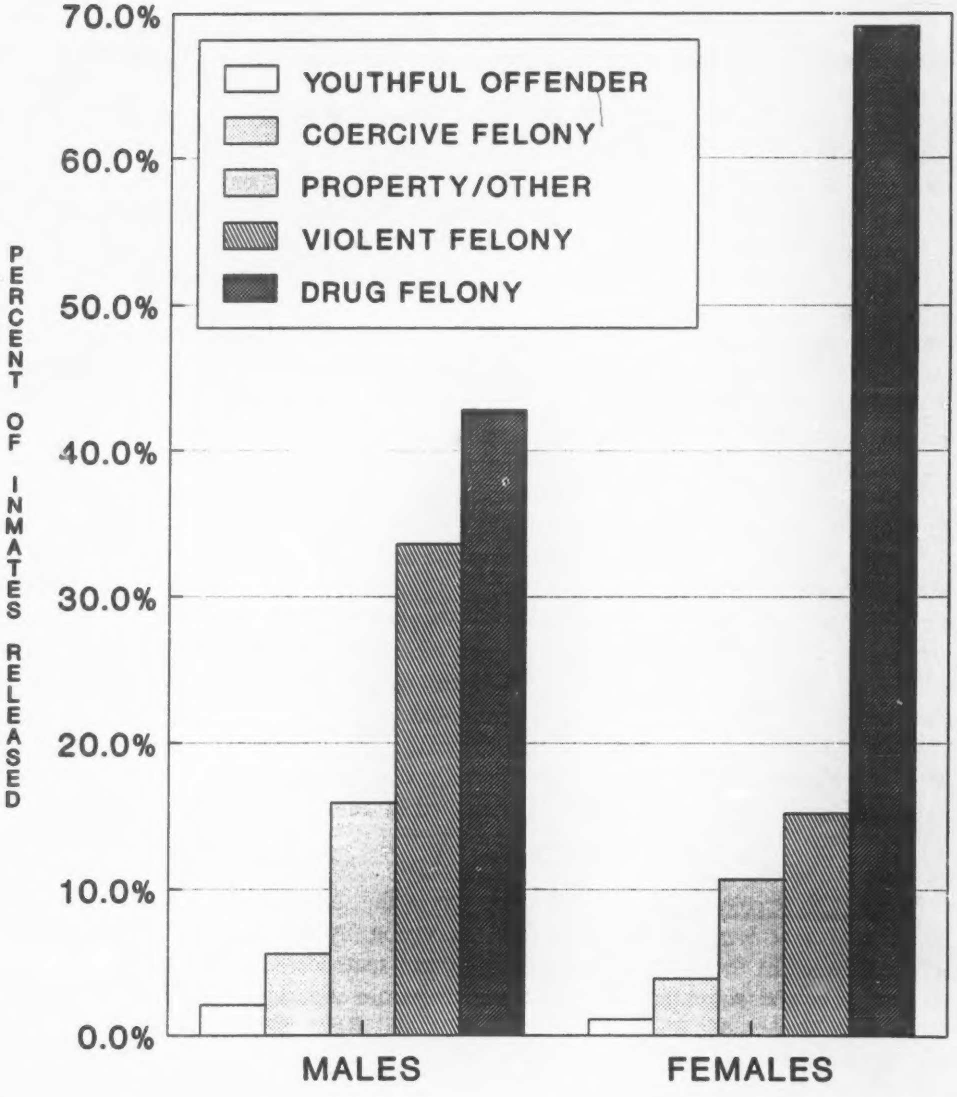
TYPE OF RELEASE

The Department of Correctional Services released 28,361 persons from custody during calendar year 1992. The largest group of releases in 1992 consisted of 20,346 persons released to parole supervision at the discretion of the Board of Parole. Approximately 12% (N=3,529) of the 1992 releases were made up of persons released to parole supervision by Conditional Release. An inmate who has served two-thirds of his maximum sentence is required by law to be released to parole supervision as a conditional release. Approximately 2% (N=695) of persons released during 1992 were discharged via expiration of maximum sentence. Each year DOCS receives a number of persons who are returned to prison for violation of parole. The large majority of those who are released by expiration of maximum sentence are persons who have been returned to prison for violation of parole and who subsequently serve time until the maximum expiration date is reached. Each year a number of inmates are transferred to the custody of the Department of Mental Hygiene in order to receive mental health care services. Two percent of 1992 releases (N=694) were persons who were transferred to the Department of Mental Hygiene. There were 151 persons discharged from DOCS custody by court order. These are cases where the individual is discharged from custody while further court proceedings take place (i.e. an appeal, new trial), or is discharged as a result of court proceedings in which the individual is found guilty of a lesser charge for which he may already have served the length of time legally required, or discharged because the original charge is dismissed. During 1992, 11 persons escaped from Department custody. There were 2,339 people (8% of all releases) who absconded from the Temporary Release Program. Absconders are participants in the Department's work release program who fail to return to a correctional facility by a specified date and time. There were 258 inmates (1% of total releases) discharged as absent without leave (AWOL) from the Temporary Release Program and these are people who were arrested for an offense while out in the community on work release. Inmate deaths accounted for 311 or 1% of the 1992 releases and 29 inmates were discharged for other reasons. The release type distribution for males and females is also presented in Table 1.1.

First Releases to Parole Supervision Information in the sections that follow is confined to the 19,253 inmates who were released to parole supervision (by action of the Board of Parole or by Conditional Release) for the first time on the current sentence. Persons who were returned as parole violators and subsequently re-released to parole supervision during 1992, or, parole violators who served out the maximum sentence and were released in 1992, are excluded. Persons who were transferred to other agencies, released by court order, escaped or absconded, or died while in custody are also excluded. The analysis is restricted to first releases to parole supervision in order to more clearly present the relationship between time served in state prison and such legal criteria as crime type, sentence length and first or second felony offender status.

FIGURE 2-A

COMMITMENT OFFENSE BY SEX 1992 FIRST RELEASES TO PAROLE



Section 2

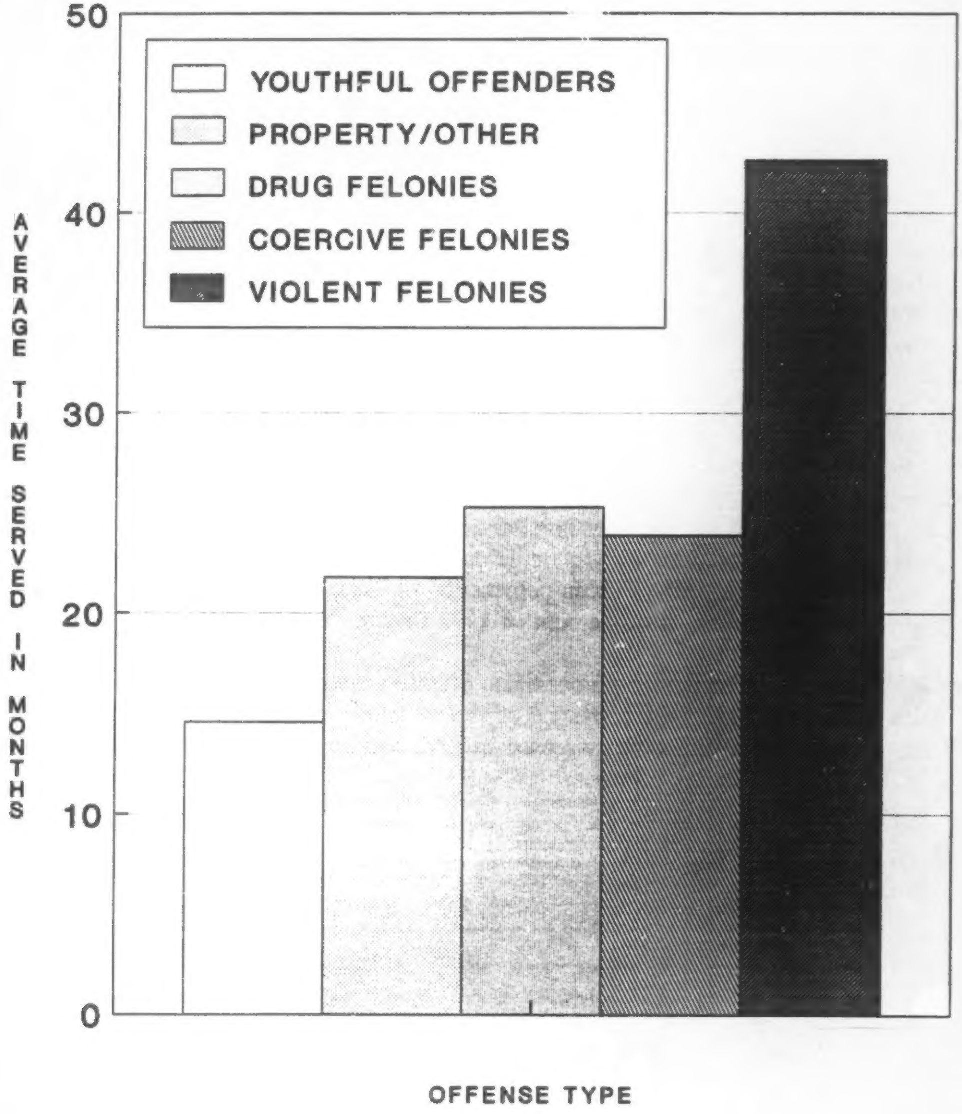
TIME SERVED BY COMMITMENT OFFENSE

Offense Distribution of 1992 Releases The commitment offense distribution of first releases to parole supervision in 1992 is presented in Table 2.1. Offenses are grouped into larger categories in this and several other tables. The full range of releases by commitment offense is presented in Appendix Table A on page . The first category is made up of crimes legislatively designated as violent felony offenses. In 1978 the New York State Legislature identified certain offenses as violent felonies. The Legislature provided for more severe sentences and additional regulation on plea negotiation for persons indicted or convicted of these crimes (see NYS Penal Law Section 70.02). In summary, 32% (N=6,174) of 1992 first releases were persons convicted of violent felony offenses. Another 5% (N=1,045) were offenders who had committed crimes involving violence or coercion but which were not offenses designated by the legislature as violent felonies. Approximately 45% (N=8,667) of first releases were drug offenders. Fifteen percent (N=2,972) were convicted of property offenses or other types of offenses. Two percent of 1992 first releases were Youthful Offenders.

Gender There are differences in commitment offense according to gender. Thirty-four percent of males released in 1992 were convicted of violent felony offenses and 43% for drug offenses. In sharp contrast, 69% of females released in 1992 had been convicted of drug offenses while only 15% for violent felony offenses.

FIGURE 2-B

COMMITMENT OFFENSE BY TIME SERVED 1992 FIRST RELEASES TO PAROLE



TOTAL TIME IN DOCS & LOCAL FACILITIES

Total Time Served By Offense "Total time served" refers to the total period of time incarcerated and it is composed of time served in a state correctional facility plus time served in a local jail[1] prior to commitment to state prison. The average total time served in custody for persons released to parole supervision in 1992 was 30.2 months (see Table 2.2). The median is 24.0 months. The average "state time served"[2] by first releases to parole supervision in 1992 was 24.4 months (see Table 2.2). The median state time served[3] was 18.3 months. Average jail time for 1992 releases was 5.8 months which accounts for the differences between average state time served (24.4 months) and average total time served (30.2 months).

The median total time served (24.0 months) is considerably lower than the average total time served (30.2 months). This occurs because annual release cohorts, like an annual admission cohort, are made up largely of persons with relatively short minimum sentences. The average time served, in comparison with the median, is pulled upward by that segment of the release population which is made up of persons convicted of more serious offenses that have comparatively long minimum sentences and who consequently serve a longer period in custody. There are differences in average time served according to type of offense. For the group of persons convicted of violent felony offenses the average total time served was 42.6 months (see Table 2.2). Persons committed for other coercive offenses served an average of 26.9 months and drug offenders served an average of 25.3 months. The total time served for persons committed for property offenses or other types of felonies was 21.8 months. As might be expected, persons committed for violent felony crimes served longer periods of time on average than did persons committed for property, drug, and other types of offenses.

Time Served By Specific Crime While the time served figures in Tables 2.2, 2.3 and 2.4 provide a general idea of how long persons serve in custody for various types of offenses they do not reflect time served figures that are based on unique sentencing categories. In these tables the offense categories group attempts of each crime along with completed crimes and attempts of any offense generally fall into the next lower felony class category (where the penalties would be less severe). Also, several categories in these tables aggregate a large range of crimes regardless of degree or felony class (e.g. all drug offenses are grouped, all weapons offenses are grouped). Accordingly, tables in Appendix A present time served data on specific commitment

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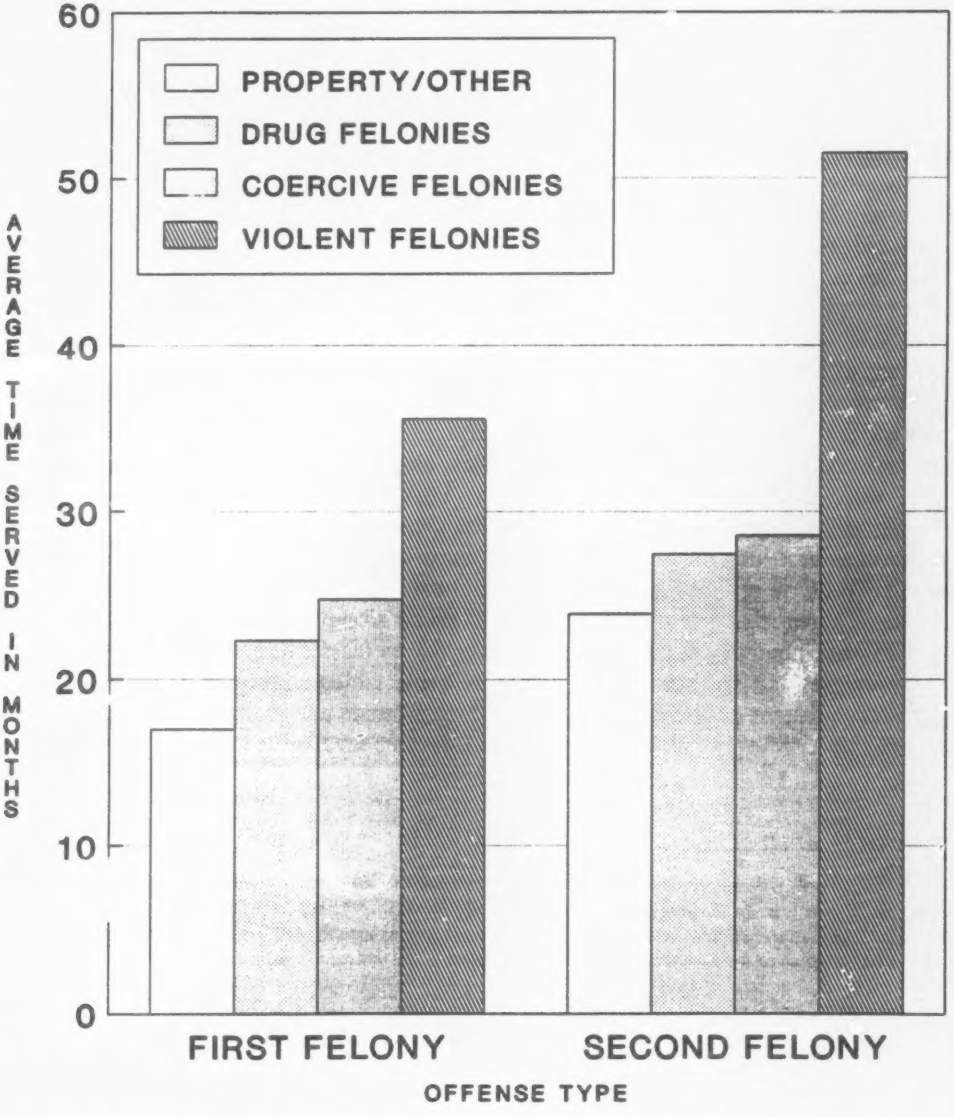
[1] In general, persons receive credit toward the service of the state prison sentence for any time spent in jail prior to commitment to state prison. Persons may be confined in jail prior to and during court proceedings if bail is not awarded. Or, a person may accumulate jail time between conviction date and commitment to state prison. Jail time of this type results from the time interval required for probation authorities to complete a pre-sentence investigation.

[2] State time is defined as the period between date of admission to the Department of Correctional Services and date of release.

[3] The median is a measure of central tendency which represents the value of the middle case (i.e. the case or cases at the 50th percentile) in the distribution of cases. The median is less subject to the influence of extreme values than is the arithmetic average and is preferred by some users for this reason. Both statistics are presented for the crime categories in Table 2.2.

FIGURE 2-C

PREDICATE SENTENCE BY TIME SERVED
1992 FIRST RELEASES TO PAROLE



TOTAL TIME IN DOCS & LOCAL FACILITIES

offenses (i.e. attempts of each crime are shown separately). In addition, Tables 3.3, 3.4 and 3.5 in Section 3 present time served data by felony class category, violent or non-violent felony offender status, and felony class category which, when taken together, more closely conform to legally distinct sentencing categories.

Predicate Felony Sentence People previously convicted of a felony offense generally face more severe penalties than persons convicted for the first time on a felony charge (see Article 70, Sentences of Imprisonment, New York State Penal Law). The average and median total time served for persons sentenced as a first felony offender and the average and median time served for people sentenced [4] as a predicate or second felony offender is reflected in Table 2.3.

Among first felony offenders released in 1992 the average total time served was 26.7 months (see Table 2.3). Among second felony offenders the average was 33.2 months.

Persons sentenced as a second felony offender and who had been convicted of a violent felony offense served on average 51.5 months compared with 35.6 months among first felony offenders convicted of a violent felony offense (see Table 2.3). Among people convicted of property offenses, those sentenced as a second felony offender served an average of 23.8 months in state prison compared with first felony offenders who served 17.0 months. Second felony drug offenders served 27.5 months on average; those sentenced as a first felony offender served 22.3 months on average.

Average and median state time served (i.e. state time only) according to offense type and first or second felony offender status is presented in Table 2.4.[5]

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[4] To be sentenced as a second felony offender the instant offense had to have been committed within 10 years of the date of the prior conviction (excluding any time the defendant was incarcerated as a result of the prior conviction). The prior conviction must be an offense for which the person could have received a sentence to state prison. The instant offense is listed in Table 2.3, the prior offense may or may not be the same as the instant offense. Those releases identified as second felony offenders are persons who were sentenced by the court as a second (or predicate) felony offender. A small percentage (less than 1%) of commitments to state prison are sentenced as persistent (third time) felony offenders and these cases are included in the second felony group. Also, a portion of those inmates placed in the first felony category have previous convictions for felony crimes and some have previous sentences to state prison. This occurs because the statutes for certain A-Felony crimes (e.g. several types of drug offenses) do not (or previously did not) contain provisions for sentencing as a second felony offender. Also, certain defendants may have served a prior state prison term as a Youthful Offender; this status does not require that the defendant be sentenced under second felony offender statutes.

[5] Data in Table 2.4 are presented in the same format as Table 2.3. The trends in time served observed in Table 2.4 are similar to those observed in Table 2.3 with the exception that figures on average time served are four to six months shorter due to the exclusion of jail time in calculating the time served data. For those users interested in the total period for which a person is incarcerated for a particular offense the figures on total time served in Table 2.3 will be most useful. Those users interested in state time only have that data available in Table 2.4.

TABLE 2.1 COMMITMENT OFFENSE TYPE BY SEX; 1992 FIRST RELEASES TO PAROLE SUPERVISION

OFFENSE TYPE	MALE		FEMALE		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
VIOLENT FELONY						
MURDER	42	.2%	3	.2%	45	.2%
ATTEMPT MURDER	120	.7%	2	.1%	122	.6%
MANSLAUGHTER 1ST	215	1.2%	20	1.2%	235	1.2%
RAPE 1ST	148	.8%	3	.2%	151	.8%
ROBBERY 1ST	1377	7.8%	42	2.6%	1419	7.4%
ROBBERY 2ND	1487	8.4%	77	4.7%	1564	8.1%
ASSAULT 1ST	206	1.2%	17	1.0%	223	1.2%
ASSAULT 2ND	244	1.4%	17	1.0%	261	1.4%
BURGLARY 1ST	102	.6%	4	.2%	106	.6%
BURGLARY 2ND	868	4.9%	40	2.4%	908	4.7%
ARSON 1ST,2ND	39	.2%	2	.1%	41	.2%
SODOMY 1ST	76	.4%	1	.1%	77	.4%
SEXUAL ABUSE 1ST	141	.8%	2	.1%	143	.7%
WEAPONS OFFENSES	831	4.7%	16	1.0%	847	4.4%
KIDNAPPING 1ST,2ND	28	.2%	4	.2%	32	.2%
TOTAL	5924	33.6%	250	15.2%	6174	32.1%
OTHER COERCIVE						
MANSLAUGHTER 2ND	58	.3%	6	.4%	64	.3%
OTHER HOMICIDE	33	.2%	6	.4%	39	.2%
ROBBERY 3RD	519	2.9%	27	1.6%	546	2.8%
ATT ASSAULT 2ND	122	.7%	5	.3%	127	.7%
OTHER SEX OFFENSES	103	.6%	0	.0%	103	.5%
OTHER COERCIVE	146	.8%	20	1.2%	166	.9%
TOTAL	981	5.6%	64	3.9%	1045	5.4%
DRUG FELONY						
DRUG SALE	5280	30.0%	889	54.0%	6169	32.0%
DRUG POSSESSION	2249	12.8%	249	15.1%	2498	13.0%
TOTAL	7529	42.8%	1138	69.1%	8667	45.0%
PROPERTY AND OTHER						
BURGLARY 3RD	1069	6.1%	12	.7%	1081	5.6%
GRAND LARCENY	650	3.7%	82	5.0%	732	3.8%
FORGERY	140	.8%	51	3.1%	191	1.0%
STOLEN PROPERTY	554	3.1%	19	1.2%	573	3.0%
DRIVE INTOXICATED	200	1.1%	3	.2%	203	1.1%
ALL OTHR FELONIES	183	1.0%	9	.5%	192	1.0%
TOTAL	2796	15.9%	176	10.7%	2972	15.4%
YOUTHFUL OFFFENDER						
YOUTHFUL OFFENDR	377	2.1%	18	1.1%	395	2.1%
TOTAL	377	2.1%	18	1.1%	395	2.1%
GRAND TOTAL	17607	100.0%	1646	100.0%	19253	100.0%

TABLE 2.2 OFFENSE TYPE BY TIME SERVED; 1992 FIRST RELEASES TO PAROLE SUPERVISION

COMMITMENT OFFENSE	NUMBER	STATE TIME SERVED IN MONTHS		TOTAL(STATE+JAIL) TIME SERVED IN MOS	
		AVERAGE	MEDIAN	AVERAGE	MEDIAN
VIOLENT FELONY					
MURDER	45	187.3	186.3	201.2	203.5
ATTEMPT MURDER	122	66.7	54.0	74.1	60.0
MANSLAUGHTER 1ST	235	72.5	71.0	83.9	82.5
RAPE 1ST	151	64.9	55.9	71.6	63.9
ROBBERY 1ST	1419	42.3	32.0	49.9	37.1
ROBBERY 2ND	1564	25.7	21.7	32.2	29.3
ASSAULT 1ST	223	32.7	27.1	40.3	35.9
ASSAULT 2ND	261	23.3	20.8	29.5	24.0
BURGLARY 1ST	106	48.6	40.8	55.3	47.9
BURGLARY 2ND	908	29.7	26.0	35.8	30.1
ARSON 1ST,2ND	41	40.0	27.8	46.6	36.0
SODOMY 1ST	77	63.2	50.6	69.2	56.0
SEXUAL ABUSE 1ST	143	32.1	31.3	38.8	36.0
WEAPONS OFFENSES	847	21.6	18.9	27.7	24.0
KIDNAPPING 1ST,2ND	32	54.1	34.9	63.5	46.7
TOTAL	6174	35.7	26.2	42.6	32.0
OTHER COERCIVE					
MANSLAUGHTER 2ND	64	39.4	35.4	47.0	46.7
OTHER HOMICIDE	39	24.2	22.3	28.3	24.0
ROBBERY 3RD	546	17.9	15.9	23.4	23.9
ATT ASSAULT 2ND	127	18.5	17.0	25.2	23.9
OTHER SEX OFFENSES	103	29.3	23.8	34.6	28.2
OTHER COERCIVE	166	20.7	17.1	27.0	23.9
TOTAL	1045	21.1	17.7	26.9	23.9
DRUG FELONY					
DRUG SALE	6169	20.3	17.1	25.4	23.9
DRUG POSSESSION	2498	19.8	16.0	25.1	23.8
TOTAL	8667	20.1	16.7	25.3	23.9
PROPERTY AND OTHER					
BURGLARY 3RD	1081	17.5	15.2	22.7	19.9
GRAND LARCENY	732	15.6	14.6	21.1	18.3
FORGERY	191	17.6	16.3	22.4	21.1
STOLEN PROPERTY	573	15.8	14.3	21.4	18.1
DRIVE INTOXICATED	203	15.8	14.0	19.2	18.1
ALL OTHR FELONIES	192	16.1	13.4	22.2	18.9
TOTAL	2972	16.5	14.6	21.8	18.4
YOUTHFUL OFFFENDER					
YOUTHFUL OFFENDR	395	10.0	8.2	14.6	12.4
TOTAL	395	10.0	8.2	14.6	12.4
GRAND TOTAL	19253	24.4	18.3	30.2	24.0

TABLE 2.3 OFFENSE TYPE BY FIRST OR SECOND FELONY BY TOTAL (STATE+JAIL) TIME SERVED
1992 FIRST RELEASES TO PAROLE SUPERVISION

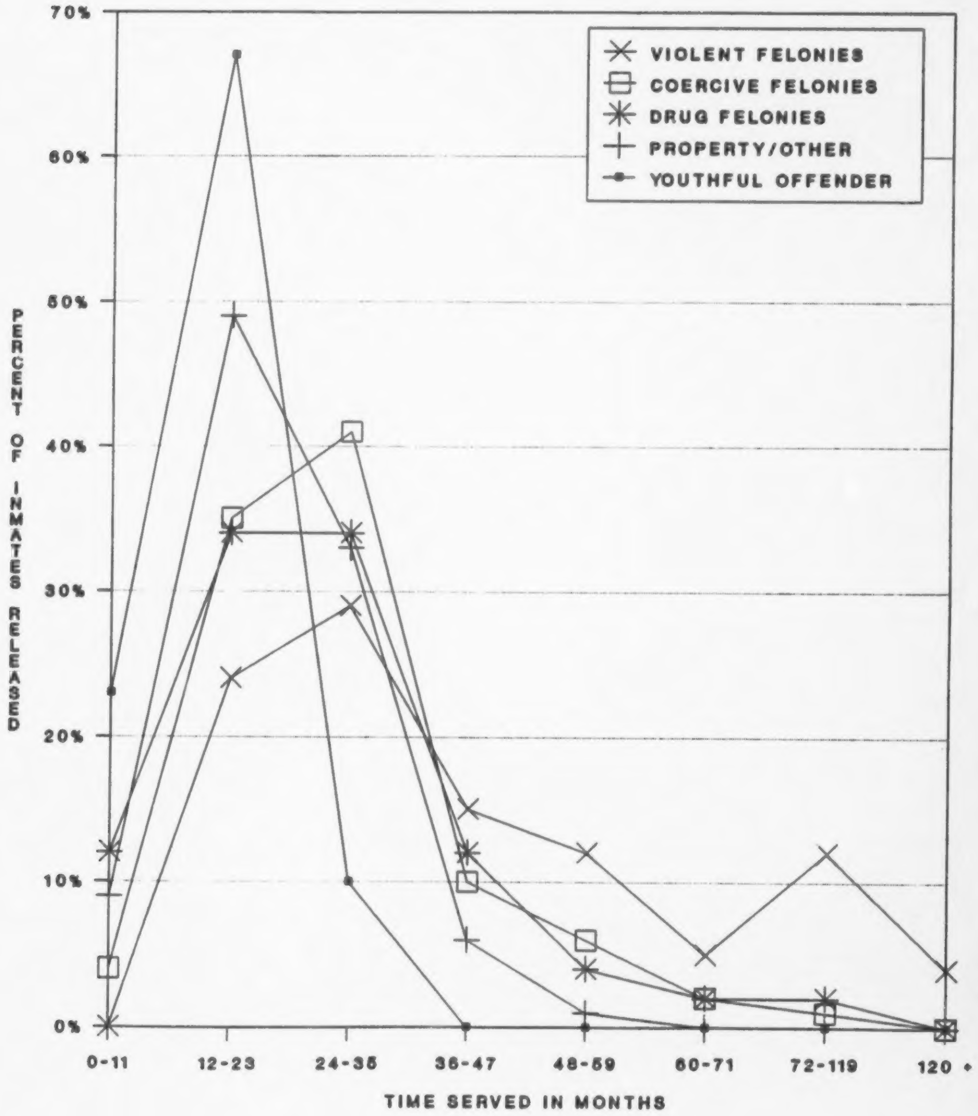
COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MOS						TOTAL		
	FIRST FELONY			SECOND FELONY			NUMBER	AVERAGE	MEDIAN
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN			
VIOLENT FELONY									
MURDER	45	201.2	203.5	0	.	.	45	201.2	203.5
ATTEMPT MURDER	98	67.2	55.1	24	102.0	92.9	122	74.1	60.0
MANSLAUGHTER 1ST	185	78.7	73.0	50	103.1	107.7	235	83.9	82.5
RAPE 1ST	102	58.0	49.9	49	99.8	80.0	151	71.6	63.9
ROBBERY 1ST	869	33.9	24.6	550	75.2	71.9	1419	49.9	37.1
ROBBERY 2ND	824	22.8	18.2	740	42.7	36.0	1564	32.2	29.3
ASSAULT 1ST	15[illegible]	32.4	26.6	66	59.0	54.2	223	40.3	35.9
ASSAULT 2ND	1[illegible]	24.4	23.9	96	38.2	35.9	261	29.5	24.0
BURGLARY 1ST	[illegible]	42.8	35.9	48	70.3	66.6	106	55.3	47.9
BURGLARY 2ND	38[illegible]	24.0	19.7	528	44.3	39.8	908	35.8	30.1
ARSON 1ST,2ND	3[illegible]	38.5	29.4	10	71.7	69.0	41	46.6	36.0
SODOMY 1ST	58	60.5	48.0	19	95.7	87.9	77	69.2	56.0
SEXUAL ABUSE 1ST	107	36.5	34.7	36	45.6	39.9	143	38.8	36.0
WEAPONS OFFENSES	341	22.0	18.4	506	31.5	27.9	847	27.7	24.0
KIDNAPPING 1ST,2ND	21	63.4	41.9	11	63.8	54.0	32	63.5	46.7
TOTAL	3441	35.6	24.0	2733	51.5	41.9	6174	42.6	32.0
OTHER COERCIVE									
MANSLAUGHTER 2ND	52	43.8	38.8	12	60.8	50.9	64	47.0	46.7
OTHER HOMICIDE	29	26.3	24.0	10	34.1	27.0	39	28.3	24.0
ROBBERY 3RD	169	16.9	12.3	377	26.4	24.0	546	23.4	23.9
ATT ASSAULT 2ND	30	20.9	18.8	97	26.6	24.0	127	25.2	23.9
OTHER SEX OFFENSES	70	33.2	27.7	33	37.7	29.7	103	34.6	28.[illegible]
OTHER COERCIVE	102	23.3	18.0	64	32.9	24.5	166	27.0	22.[illegible]
TOTAL	452	24.8	21.8	593	28.6	24.0	1045	26.9	23.9
DRUG FELONY									
DRUG SALE	2492	21.5	13.0	3677	28.0	24.3	6169	25.4	23.9
DRUG POSSESSION	1206	24.1	16.0	1292	26.0	24.0	2498	25.1	23.8
TOTAL	3698	22.3	13.9	4969	27.5	24.1	8667	25.3	23.9
PROPERTY AND OTHER									
BURGLARY 3RD	275	16.1	12.2	806	25.0	23.9	1081	22.7	19.9
GRAND LARCENY	169	16.5	14.1	563	22.5	20.8	732	21.1	18.3
FORGERY	65	16.9	15.0	126	25.3	23.9	191	22.4	21.1
STOLEN PROPERTY	133	15.8	12.6	440	23.0	18.7	573	21.4	18.1
DRIVE INTOXICATED	198	18.9	18.0	5	31.1	24.9	203	19.2	18.1
ALL OTHR FELONIES	85	18.7	16.6	107	25.0	22.0	192	22.2	18.9
TOTAL	925	17.0	14.7	2047	23.9	23.8	2972	21.8	18.4
YOUTHFUL OFFFENDER									
YOUTHFUL OFFENDR	395	14.6	12.4	0	.	.	395	14.6	12.4
TOTAL	395	14.6	12.4	0	.	.	395	14.6	12.4
GRAND TOTAL	8911	26.7	18.1	10342	33.2	25.8	19253	30.2	24.0

TABLE 2.4 OFFENSE TYPE BY FIRST OR SECOND FELONY OFFENDER STATUS BY STATE TIME SERVED;
1992 FIRST RELEASES TO PAROLE SUPERVISION

COMMITMENT OFFENSE	STATE TIME SERVED IN MONTHS						TOTAL		
	FIRST FELONY			SECOND FELONY			NUMBER	AVERAGE	MEDIAN
	NUMBER	AVERAGE	MEDIAN	NUMBER	AVERAGE	MEDIAN			
VIOLENT FELONY									
MURDER	45	187.3	186.3	0	.	.	45	187.3	186.3
ATTEMPT MURDER	98	60.2	47.2	24	93.2	86.0	122	66.7	54.0
MANSLAUGHTER 1ST	185	67.9	66.1	50	89.6	93.8	235	72.5	71.0
RAPE 1ST	102	51.9	46.2	49	91.9	71.3	151	64.9	55.9
ROBBERY 1ST	869	26.9	20.3	550	66.5	62.7	1419	42.3	32.0
ROBBERY 2ND	824	16.9	13.0	740	35.6	30.5	1564	25.7	21.7
ASSAULT 1ST	157	25.6	20.9	66	49.5	44.5	223	32.7	27.1
ASSAULT 2ND	165	18.5	16.7	96	31.6	27.9	261	23.3	20.8
BURGLARY 1ST	58	36.7	31.6	48	63.0	60.3	106	48.6	40.8
BURGLARY 2ND	380	18.5	15.1	528	37.8	33.5	908	29.7	26.0
ARSON 1ST,2ND	31	32.2	24.0	10	64.3	62.0	41	40.0	27.8
SODOMY 1ST	58	55.6	46.5	19	86.5	78.6	77	63.2	50.6
SEXUAL ABUSE 1ST	107	30.3	29.6	36	37.2	33.8	143	32.1	31.3
WEAPONS OFFENSES	341	16.0	13.4	506	25.4	22.5	847	21.6	18.9
KIDNAPPING 1ST,2ND	21	53.1	30.8	11	56.1	44.9	32	54.1	34.9
TOTAL	3441	29.0	18.9	2733	44.1	34.9	6174	35.7	26.2
OTHER COERCIVE									
MANSLAUGHTER 2ND	52	36.5	34.6	12	51.7	43.1	64	39.4	35.4
OTHER HOMICIDE	29	22.4	21.0	10	29.5	23.4	39	24.2	22.3
ROBBERY 3RD	169	11.9	9.7	377	20.5	19.0	546	17.9	15.9
ATT ASSAULT 2ND	30	15.2	14.1	97	19.5	17.6	127	18.5	17.0
OTHER SEX OFFENSES	70	29.1	23.8	33	29.8	23.8	103	29.3	23.8
OTHER COERCIVE	102	17.5	11.5	64	25.7	21.2	166	20.7	17.1
TOTAL	452	19.5	14.7	593	22.2	19.8	1045	21.1	17.7
DRUG FELONY									
DRUG SALE	2492	16.8	10.1	3677	22.6	21.4	6169	20.3	17.1
DRUG POSSESSION	1206	18.9	10.6	1292	20.6	19.1	2498	19.8	16.0
TOTAL	3698	17.5	10.2	4969	22.1	20.8	8667	20.1	16.7
PROPERTY AND OTHER									
BURGLARY 3RD	275	11.6	8.9	806	19.5	17.1	1081	17.5	15.2
GRAND LARCENY	169	12.6	10.1	563	16.5	15.5	732	15.6	14.6
FORGERY	65	12.3	10.6	126	20.3	19.1	191	17.6	16.3
STOLEN PROPERTY	133	11.1	9.1	440	17.2	15.2	573	15.8	14.3
DRIVE INTOXICATED	198	15.5	13.6	5	27.8	23.3	203	15.8	14.0
ALL OTHR FELONIES	85	13.3	11.0	107	18.4	15.0	192	16.1	13.4
TOTAL	925	12.7	10.6	2047	18.2	16.1	2972	16.5	14.6
YOUTHFUL OFFFENDER									
YOUTHFUL OFFENDR	395	10.0	8.2	0	.	.	395	10.0	8.2
TOTAL	395	10.0	8.2	0	.	.	395	10.0	8.2
GRAND TOTAL	8911	21.2	13.3	10342	27.1	22.1	19253	24.4	18.3

FIGURE 2-D

RANGE OF TIME SERVED BY CRIME TYPE 1992 FIRST RELEASES TO PAROLE



Number and Percent Distribution According To Time Served

The numerical distribution of 1992 releases across a range of total time served categories is presented in Table 2.5. The percent distribution across time served categories is presented in Table 2.6.

The distribution of 1992 first releases to parole supervision across categories of state time served only is presented in Table 2.7 and the percent distribution in Table 2.8.

In Table 2.5 there are nine cases where individuals had been committed for murder and served less than the minimum time served (180 months). These are Juvenile Offenders who receive a minimum term that is less than that for adults (e.g. five years). Further, Juvenile Offenders often serve a portion of the sentence in the custody of the Division For Youth prior to transfer (at age 21) to the Department of Correctional Services. Hence, the relatively short period of time served in New York State adult correctional facilities.

Trends In Time Served By Offense Over the Period 1988-1992

Table 2.9 on page xx indicates the average time served for the total group of first releases to parole supervision declines from 32.0 months in 1988 to 27.9 months in 1990 but increases to 30.2 months in 1992. As discussed more fully below, the marked declines were due to (1) changes in the composition of the release population according to crime type, and (2) declines in average time served in certain offense categories which are, in part, the result of new programs initiated by the Department such as the Earned Eligibility Program and the Shock Incarceration Program[6].

The average time served for violent felony offenders is relatively stable over the five year period at approximately 42 months. Average time served for violent felons dipped slightly among 1990 releases (average 40.4 months) but returns to the 42 month level among 1991 and 1992 releases.

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[6] The Earned Eligibility Program provides for the release of inmates at their parole eligibility date if they satisfactorily complete certain prescribed programs (see "Earned Eligibility Program Summary 1991 Calendar Year", New York State Department of Correctional Services, 1992). The Shock Incarceration Program permits early release to parole supervision for inmates successfully completing a six month program of intensive physical training, counseling and drug treatment (see "The Fourth Annual Report to the Legislature: Shock Incarceration in New York State", New York State Department of Correctional Services, January 1992).

TABLE 2.5 OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED; 1992 FIRST RELEASES

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED												TOTAL
	06-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
VIOLENT FELONY													
MURDER	0	0	0	1	0	0	1	3	0	1	3	36	45
ATTEMPT MURDER	0	0	0	4	12	12	6	20	14	34	12	8	122
MANSLAUGHTER 1ST	0	1	1	6	5	13	3	25	30	113	36	2	235
RAPE 1ST	2	0	1	6	2	20	2	34	17	48	14	5	151
ROBBERY 1ST	1	31	216	267	71	158	45	171	103	288	67	1	1419
ROBBERY 2ND	7	232	285	259	244	192	66	137	60	79	3	0	1564
ASSAULT 1ST	0	15	43	38	10	31	12	29	21	21	3	0	223
ASSAULT 2ND	2	40	34	77	38	28	6	26	7	3	0	0	261
BURGLARY 1ST	0	0	11	13	9	12	4	16	8	27	6	0	106
BURGLARY 2ND	4	95	120	160	135	111	44	131	39	67	2	0	908
ARSON 1ST,2ND	0	1	8	7	3	5	1	3	4	9	0	0	41
SODOMY 1ST	0	0	1	2	1	6	2	28	3	27	6	1	77
SEXUAL ABUSE 1ST	0	4	1	41	19	24	2	45	3	3	1	0	143
WEAPONS OFFENSES	7	129	177	232	118	83	30	41	12	17	1	0	847
KIDNAPPING 1ST,2ND	0	0	1	5	1	7	2	4	1	8	1	2	32
TOTAL	23	548	899	1118	668	702	226	713	322	745	155	55	6174
OTHER COERCIVE													
MANSLAUGHTER 2ND	0	3	3	11	2	9	5	12	12	5	2	0	64
OTHER HOMICIDE	0	9	4	9	11	0	2	3	1	0	0	0	39
ROBBERY 3RD	38	100	123	154	59	28	23	19	1	1	0	0	546
ATT ASSAULT 2ND	0	14	26	55	23	4	3	1	0	1	0	0	127
OTHER SEX OFFENSES	0	7	1	45	16	5	2	21	4	1	1	0	103
OTHER COERCIVE	4	44	29	33	17	14	5	11	7	2	0	0	166
TOTAL	42	177	186	307	128	60	40	67	25	10	3	0	1045
DRUG FELONY													
DRUG SALE	673	1306	766	1422	724	620	168	251	115	107	2	15	6169
DRUG POSSESSION	334	460	438	546	195	273	43	94	54	50	3	8	2498
TOTAL	1007	1766	1204	1968	919	893	211	345	169	157	5	23	8667
PROPERTY AND OTHER													
BURGLARY 3RD	106	180	308	274	79	62	36	23	5	7	0	1	1081
GRAND LARCENY	53	111	271	206	52	25	5	7	1	1	0	0	732
FORGERY	15	37	48	55	14	11	6	3	0	2	0	0	191
STOLEN PROPERTY	63	86	209	143	33	20	10	4	2	1	1	1	573
DRIVE INTOXICATED	18	78	35	56	10	2	3	1	0	0	0	0	203
ALL OTHR FELONIES	12	45	53	45	23	3	5	2	3	1	0	0	192
TOTAL	267	537	924	779	211	123	65	40	11	12	1	2	2972
YOUTHFUL OFFFENDER													
YOUTHFUL OFFENDR	89	234	32	26	12	2	0	0	0	0	0	0	395
TOTAL	89	234	32	26	12	2	0	0	0	0	0	0	395
GRAND TOTAL	1428	3262	3245	4198	1938	1780	542	1165	527	924	164	80	19253

TABLE 2.6 OFFENSE TYPE BY TOTAL(STATE+JAIL) TIME SERVED; 1992 FIRST RELEASES

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED												TOTAL
	06-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
VIOLENT FELONY													
MURDER	0%	0%	0%	2%	0%	0%	2%	7%	0%	2%	7%	80%	100%
ATTEMPT MURDER	0%	0%	0%	3%	10%	10%	5%	16%	11%	28%	10%	7%	100%
MANSLAUGHTER 1ST	0%	0%	0%	3%	2%	6%	1%	11%	13%	48%	15%	1%	100%
RAPE 1ST	1%	0%	1%	4%	1%	13%	1%	23%	11%	32%	9%	3%	100%
ROBBERY 1ST	0%	2%	15%	19%	5%	11%	3%	12%	7%	20%	5%	0%	100%
ROBBERY 2ND	0%	15%	18%	17%	16%	12%	4%	9%	4%	5%	0%	0%	100%
ASSAULT 1ST	0%	7%	19%	17%	4%	14%	5%	13%	9%	9%	1%	0%	100%
ASSAULT 2ND	1%	15%	13%	30%	15%	11%	2%	10%	3%	1%	0%	0%	100%
BURGLARY 1ST	0%	0%	10%	12%	8%	11%	4%	15%	8%	25%	6%	0%	100%
BURGLARY 2ND	0%	10%	13%	18%	15%	12%	5%	14%	4%	7%	0%	0%	100%
ARSON 1ST,2ND	0%	2%	20%	17%	7%	12%	2%	7%	10%	22%	0%	0%	100%
SODOMY 1ST	0%	0%	1%	3%	1%	8%	3%	36%	4%	35%	8%	1%	100%
SEXUAL ABUSE 1ST	0%	3%	1%	29%	13%	17%	1%	31%	2%	2%	1%	0%	100%
WEAPONS OFFENSES	1%	15%	21%	27%	14%	10%	4%	5%	1%	2%	0%	0%	100%
KIDNAPPING 1ST,2ND	0%	0%	3%	16%	3%	22%	6%	13%	3%	25%	3%	6%	100%
TOTAL	0%	9%	15%	18%	11%	11%	4%	12%	5%	12%	3%	1%	100%
OTHER COERCIVE													
MANSLAUGHTER 2ND	0%	5%	5%	17%	3%	14%	8%	19%	19%	8%	3%	0%	100%
OTHER HOMICIDE	0%	23%	10%	23%	28%	0%	5%	8%	3%	0%	0%	0%	100%
ROBBERY 3RD	7%	18%	23%	28%	11%	5%	4%	3%	0%	0%	0%	0%	100%
ATT ASSAULT 2ND	0%	11%	20%	43%	18%	3%	2%	1%	0%	1%	0%	0%	100%
OTHER SEX OFFENSES	0%	7%	1%	44%	16%	5%	2%	20%	4%	1%	1%	0%	100%
OTHER COERCIVE	2%	27%	17%	20%	10%	8%	3%	7%	4%	1%	0%	0%	100%
TOTAL	4%	17%	18%	29%	12%	6%	4%	6%	2%	1%	0%	0%	100%
DRUG FELONY													
DRUG SALE	11%	21%	12%	23%	12%	10%	3%	4%	2%	2%	0%	0%	100%
DRUG POSSESSION	13%	18%	18%	22%	8%	11%	2%	4%	2%	2%	0%	0%	100%
TOTAL	12%	20%	14%	23%	11%	10%	2%	4%	2%	2%	0%	0%	100%
PROPERTY AND OTHER													
BURGLARY 3RD	10%	17%	28%	25%	7%	6%	3%	2%	0%	1%	0%	0%	100%
GRAND LARCENY	7%	15%	37%	28%	7%	3%	1%	1%	0%	0%	0%	0%	100%
FORGERY	8%	19%	25%	29%	7%	6%	3%	2%	0%	1%	0%	0%	100%
STOLEN PROPERTY	11%	15%	36%	25%	6%	3%	2%	1%	0%	0%	0%	0%	100%
DRIVE INTOXICATED	9%	30%	17%	28%	5%	1%	1%	0%	0%	0%	0%	0%	100%
ALL OTHR FELONIES	6%	23%	28%	23%	12%	2%	3%	1%	2%	1%	0%	0%	100%
TOTAL	9%	18%	31%	26%	7%	4%	2%	1%	0%	0%	0%	0%	100%
YOUTHFUL OFFFENDER													
YOUTHFUL OFFENDR	23%	59%	8%	7%	3%	1%	0%	0%	0%	0%	0%	0%	100%
TOTAL	23%	59%	8%	7%	3%	1%	0%	0%	0%	0%	0%	0%	100%
GRAND TOTAL	7%	17%	17%	22%	10%	9%	3%	6%	3%	5%	1%	0%	100%

TABLE 2.7
OFFENSE TYPE BY STATE TIME SERVED; 1992 FIRST RELEASES TO PAROLE SUPERVISION

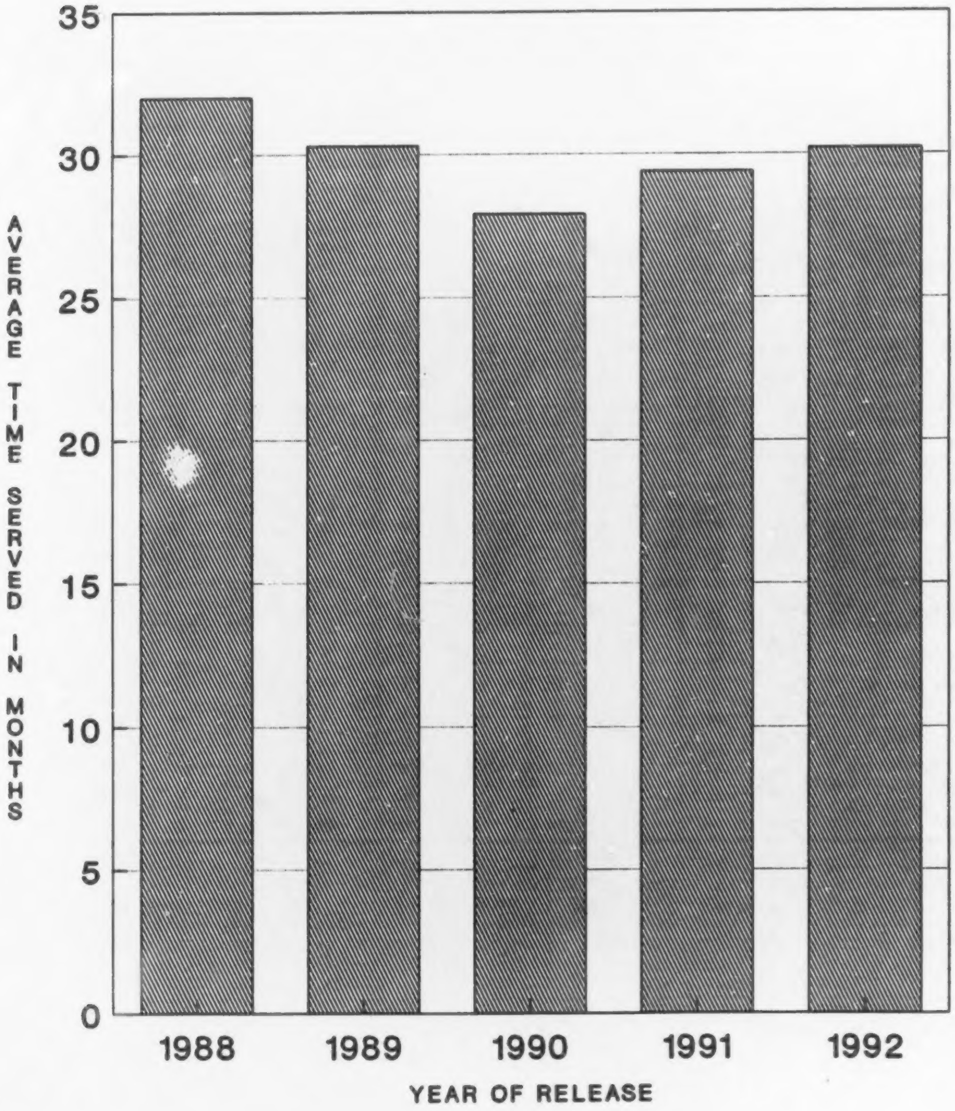
COMMITMENT OFFENSE	STATE TIME SERVED IN MONTHS												TOTAL
	0-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
VIOLENT FELONY													
MURDER	0	0	0	2	0	0	3	0	0	1	15	24	45
ATTEMPT MURDER	0	1	9	8	14	10	13	14	13	26	11	3	122
MANSLAUGHTER 1ST	8	9	4	5	11	7	16	28	32	99	14	2	235
RAPE 1ST	3	2	7	11	8	11	19	23	26	26	13	2	151
ROBBERY 1ST	144	233	183	98	118	72	83	134	116	199	39	0	1419
ROBBERY 2ND	347	289	239	202	150	79	65	84	41	47	1	0	1544
ASSAULT 1ST	35	40	22	23	31	7	21	20	8	16	0	0	223
ASSAULT 2ND	57	50	66	30	20	11	8	12	4	3	0	0	261
BURGLARY 1ST	5	10	11	4	17	9	5	12	13	17	3	0	106
BURGLARY 2ND	142	146	133	127	93	72	69	48	45	32	1	0	908
ARSON 1ST,2ND	5	5	5	7	3	3	0	3	4	6	0	0	41
SODOMY 1ST	0	1	3	3	4	9	17	5	13	16	6	0	77
SEXUAL ABUSE 1ST	7	20	27	14	23	15	20	13	1	3	0	0	143
WEAPONS OFFENSES	216	186	172	106	70	38	26	12	9	11	1	0	847
KIDNAPPING 1ST,2ND	4	1	2	4	6	0	3	1	4	5	1	1	32
TOTAL	993	993	883	644	568	343	368	409	329	507	105	32	6174
OTHER COERCIVE													
MANSLAUGHTER 2ND	5	6	8	4	10	6	5	11	5	4	0	0	64
OTHER HOMICIDE	7	8	11	4	3	0	3	3	0	0	0	0	39
ROBBERY 3RD	189	131	107	49	31	18	15	5	1	0	0	0	546
ATT ASSAULT 2ND	33	39	28	14	7	4	1	0	0	1	0	0	127
OTHER SEX OFFENSES	11	14	30	10	8	6	12	9	2	0	1	0	103
OTHER COERCIVE	65	21	34	6	17	7	6	8	1	1	0	0	166
TOTAL	310	219	218	87	76	41	42	36	9	6	1	0	1045
DRUG FELONY													
DRUG SALE	2209	1045	1064	738	507	175	143	161	77	33	15	2	6169
DRUG POSSESSION	974	430	403	252	200	65	50	61	38	16	8	1	2498
TOTAL	3183	1475	1467	990	707	240	193	222	115	49	23	3	8667
PROPERTY AND OTHER													
BURGLARY 3RD	400	268	198	99	49	28	19	10	6	3	1	0	1081
GRAND LARCENY	268	249	121	54	29	7	2	1	1	0	0	0	732
FORGERY	70	35	54	10	10	8	2	0	1	1	0	0	191
STOLEN PROPERTY	229	186	84	36	21	10	0	3	1	1	2	0	573
DRIVE INTOXICATED	80	44	61	10	4	2	2	0	0	0	0	0	203
ALL OTHR FELONIES	89	43	26	18	5	5	2	2	1	1	0	0	192
TOTAL	1136	825	544	227	118	60	27	16	10	6	3	0	2972
YOUTHFUL OFFFENDER													
YOUTHFUL OFFENDR	294	64	25	8	4	0	0	0	0	0	0	0	395
TOTAL	294	64	25	8	4	0	0	0	0	0	0	0	395
GRAND TOTAL	5916	3576	3137	1956	1473	684	630	683	463	568	132	35	19253

TABLE 2.8 OFFENSE TYPE BY STATE TIME SERVED; 1992 FIRST RELEASES TO PAROLE SUPERVISION

COMMITMENT OFFENSE	STATE TIME SERVED IN MONTHS												TOTAL
	0-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
VIOLENT FELONY													
MURDER	0%	0%	0%	4%	0%	0%	7%	0%	0%	2%	33%	53%	100%
ATTEMPT MURDER	0%	1%	7%	7%	11%	8%	11%	11%	11%	21%	9%	2%	100%
MANSLAUGHTER 1ST	3%	4%	2%	2%	5%	3%	7%	12%	14%	42%	6%	1%	100%
RAPE 1ST	2%	1%	5%	7%	5%	7%	13%	15%	17%	17%	9%	1%	100%
ROBBERY 1ST	10%	16%	13%	7%	8%	5%	6%	9%	8%	14%	3%	0%	100%
ROBBERY 2ND	23%	18%	15%	13%	10%	5%	4%	5%	3%	3%	0%	0%	100%
ASSAULT 1ST	16%	18%	10%	10%	14%	3%	9%	9%	4%	7%	0%	0%	100%
ASSAULT 2ND	22%	19%	25%	11%	8%	4%	3%	5%	2%	1%	0%	0%	100%
BURGLARY 1ST	5%	9%	10%	4%	16%	8%	5%	11%	12%	16%	3%	0%	100%
BURGLARY 2ND	16%	16%	15%	14%	10%	8%	8%	5%	5%	4%	0%	0%	100%
ARSON 1ST,2ND	12%	12%	12%	17%	7%	7%	0%	7%	10%	15%	0%	0%	100%
SODOMY 1ST	0%	1%	4%	4%	5%	12%	22%	6%	17%	21%	8%	0%	100%
SEXUAL ABUSE 1ST	5%	14%	19%	10%	16%	10%	14%	9%	1%	2%	0%	0%	100%
WEAPONS OFFENSES	26%	22%	20%	13%	8%	4%	3%	1%	1%	1%	0%	0%	100%
KIDNAPPING 1ST,2ND	13%	3%	6%	13%	19%	0%	9%	3%	13%	16%	3%	3%	100%
TOTAL	16%	16%	14%	10%	9%	6%	6%	7%	5%	8%	2%	1%	100%
OTHER COERCIVE													
MANSLAUGHTER 2ND	8%	9%	13%	6%	16%	9%	8%	17%	8%	6%	0%	0%	100%
OTHER HOMICIDE	18%	21%	28%	10%	8%	0%	8%	8%	0%	0%	0%	0%	100%
ROBBERY 3RD	35%	24%	20%	9%	6%	3%	3%	1%	0%	0%	0%	0%	100%
ATT ASSAULT 2ND	26%	31%	22%	11%	6%	3%	1%	0%	0%	1%	0%	0%	100%
OTHER SEX OFFENSES	11%	14%	29%	10%	8%	6%	12%	9%	2%	0%	1%	0%	100%
OTHER COERCIVE	39%	13%	20%	4%	10%	4%	4%	5%	1%	1%	0%	0%	100%
TOTAL	30%	21%	21%	8%	7%	4%	4%	3%	1%	1%	0%	0%	100%
DRUG FELONY													
DRUG SALE	36%	17%	17%	12%	8%	3%	2%	3%	1%	1%	0%	0%	100%
DRUG POSSESSION	39%	17%	16%	10%	8%	3%	2%	2%	2%	1%	0%	0%	100%
TOTAL	37%	17%	17%	11%	8%	3%	2%	3%	1%	1%	0%	0%	100%
PROPERTY AND OTHER													
BURGLARY 3RD	37%	25%	18%	9%	5%	3%	2%	1%	1%	0%	0%	0%	100%
GRAND LARCENY	37%	34%	17%	7%	4%	1%	0%	0%	0%	0%	0%	0%	100%
FORGERY	37%	18%	28%	5%	5%	4%	1%	0%	1%	1%	0%	0%	100%
STOLEN PROPERTY	40%	32%	15%	6%	4%	2%	0%	1%	0%	0%	0%	0%	100%
DRIVE INTOXICATED	39%	22%	30%	5%	2%	1%	1%	0%	0%	0%	0%	0%	100%
ALL OTHR FELONIES	46%	22%	14%	9%	3%	3%	1%	1%	1%	1%	0%	0%	100%
TOTAL	38%	28%	18%	8%	4%	2%	1%	1%	0%	0%	0%	0%	100%
YOUTHFUL OFFFENDER													
YOUTHFUL OFFENDR	74%	16%	6%	2%	1%	0%	0%	0%	0%	0%	0%	0%	100%
TOTAL	74%	16%	6%	2%	1%	0%	0%	0%	0%	0%	0%	0%	100%
GRAND TOTAL	31%	19%	16%	10%	8%	4%	3%	4%	2%	3%	1%	0%	100%

FIGURE 2-E

TIME SERVED
1988 - 1992 FIRST RELEASES TO PAROLE



TOTAL TIME IN DOCS & LOCAL FACILITIES

Trends In Time Served By Offense Over the Period 1988-1992 (continued)

Average time served for other coercive offenders over the five year period is 26.4 months (see total column in Table 2.9) and figures for each year fluctuate somewhat around this average. For drug offenders, average time served, dropped to a low of 22.2 months in 1990 and then increased to 25.3 months in 1992. The low for property offenders occurred in 1991 followed by a rise to 21.8 months in 1992. Among Youthful Offenders the lowest average time served was registered by 1992 releases at 14.6 months.

Part of the overall decline in average time served between those released in 1988 (average time served 32.0 months) and those released in 1992 (average time served 30.2 months) is due to a higher concentration of non-violent felony offenders among 1992 releases compared with 1988 releases. In 1988 47% of releases were committed for violent felony offenses but only 32% of releases in 1992 were violent felons. The largest increase has been among drug offenders who made up 26% of releases in 1988 but made up 45% of releases in 1992. Since non-violent felons generally have shorter sentences than do violent felons the greater concentration of drug offenders tends to pull the average time served for the total release cohort downward. (See Table 2.10.)

Information on total time served (that is, the length of service in state prison plus any jail time accumulated prior to commitment to state prison) according to specific commitment offenses is presented in Appendix A, Table 2.11 (the Penal Law Section number for the crimes listed in Table 2.11 can be found in Appendix E). For each specific offense category time served is presented for persons released in each year 1988 through 1992. The "total" columns at the right hand side of the table contain the total number of persons released from DOCS over the period 1988 through 1992 in each offense category as well as the average total time served. The number of cases released in any one year for a particular offense may be quite small. By grouping all releases over a five year period a larger number of cases is obtained and a more reliable figure for average time served is possible.[7]

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[7] Not only does Table 2.11 present information on each specific offense category, it also presents time served information for persons who have been committed for "attempts" of each crime type. As noted earlier, attempts of any particular offense fall into the next lower felony class category and persons would ordinarily receive a less severe sentence. Since attempts fall into a lower felony class category we would expect that they would serve less time in prison than is the case for persons convicted of the specific offense (e.g. those convicted of Robbery 1st as opposed to Attempted Robbery 1st). The commitment offense categories in Table 2.11 still do not contain persons in legally distinct sentencing categories. That is, those convicted of each offense and who are second felony offenders are mixed with first felony offenders. Persons sentenced as a second felony offender generally receive a sentence that is more severe than that for a first felony offender. Accordingly, Appendix B presents time served data according to specific offense type for persons sentenced to prison as a first felony offender (or, more accurately, for persons who were not sentenced to state prison as a second or persistent felony offender). The data in Appendix C present the time served experience for persons sentenced to state prison as a Second or Persistent Felony Offender.

TABLE 2.9
OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

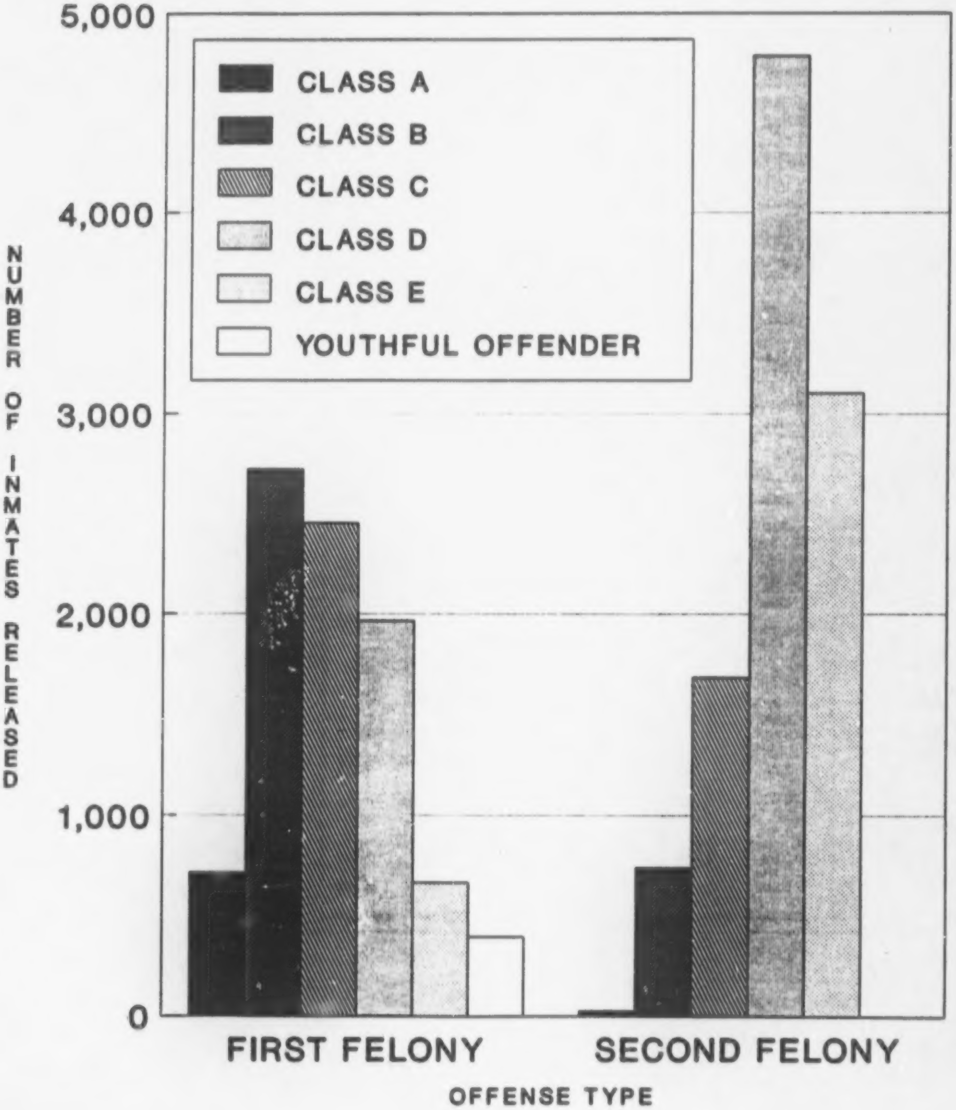
COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
VIOLENT FELONY												
MURDER	67	174.1	46	173.3	26	198.4	42	201.8	45	201.2	226	187.4
ATTEMPT MURDER	117	61.5	105	63.6	103	65.7	92	58.8	122	74.1	539	65.1
MANSLAUGHTER 1ST	354	72.7	261	73.7	247	75.1	243	80.9	235	83.9	1340	76.8
RAPE 1ST	196	65.4	143	67.1	118	65.4	144	70.9	151	71.6	752	68.0
ROBBERY 1ST	1559	48.0	1282	49.7	1308	48.9	1310	51.1	1419	49.9	6878	49.5
ROBBERY 2ND	1523	31.8	1277	31.5	1488	31.7	1517	31.8	1564	32.2	7369	31.8
ASSAULT 1ST	224	40.9	189	40.3	174	40.9	189	39.1	223	40.3	999	40.3
ASSAULT 2ND	225	29.0	196	28.3	226	27.9	258	30.0	261	29.5	1166	29.0
BURGLARY 1ST	133	47.6	84	45.7	90	58.1	71	60.2	106	55.3	484	52.8
BURGLARY 2ND	1082	31.7	968	32.7	1006	33.4	919	36.3	908	35.8	4883	33.9
ARSON 1ST,2ND	46	41.3	41	48.9	42	39.3	31	54.0	41	46.6	201	45.5
SODOMY 1ST	83	49.4	76	61.3	52	60.1	65	64.5	77	69.2	353	60.6
SEXUAL ABUSE 1ST	103	33.1	114	33.7	106	35.1	112	34.7	143	38.8	578	35.3
WEAPONS OFFENSES	600	29.1	584	28.4	726	28.4	728	28.8	847	27.7	3485	28.4
KIDNAPPING 1ST,2ND	15	61.2	16	53.9	20	58.7	28	56.1	32	63.5	111	59.1
TOTAL	6327	41.8	5382	41.6	5732	40.4	5749	42.4	6174	42.6	29364	41.8
OTHER COERCIVE												
MANSLAUGHTER 2ND	84	41.2	64	52.2	57	42.4	58	49.5	64	47.0	327	46.2
OTHER HOMICIDE	36	21.0	46	25.1	36	27.6	34	24.2	39	28.3	191	25.3
ROBBERY 3RD	419	23.9	445	24.5	569	23.1	569	23.9	546	23.4	2548	23.7
ATT ASSAULT 2ND	90	22.8	84	22.8	88	23.2	105	23.1	127	25.2	494	23.6
OTHER SEX OFFENSES	65	28.4	88	29.0	79	33.1	73	32.8	103	34.6	408	31.8
OTHER COERCIVE	130	23.0	147	26.3	162	23.9	147	28.5	166	27.0	752	25.8
TOTAL	824	25.6	874	27.1	991	25.3	986	26.7	1045	26.9	4720	26.4
DRUG FELONY												
DRUG SALE	2653	24.0	3821	23.6	5726	22.4	5872	24.3	6169	25.4	24241	24.0
DRUG POSSESSION	846	25.0	1122	24.1	2023	21.5	2415	23.8	2498	25.1	8904	23.8
TOTAL	3499	24.2	4943	23.7	7749	22.2	8287	24.2	8667	25.3	33145	23.9
PROPERTY AND OTHER												
BURGLARY 3RD	977	23.9	948	22.9	1109	22.5	1051	22.5	1081	22.7	5166	22.9
GRAND LARCENY	707	21.8	595	21.5	641	21.3	721	21.0	732	21.1	3396	21.3
FORGERY	199	23.7	208	23.2	219	24.0	191	21.5	191	22.4	1008	23.0
STOLEN PROPERTY	480	22.1	496	21.4	608	20.8	638	21.1	573	21.4	2795	21.3
DRIVE INTOXICATED	98	16.7	121	17.8	149	17.6	202	18.7	203	19.2	773	18.2
ALL OTHR FELONIES	121	24.4	124	23.3	147	21.6	166	22.6	192	22.2	750	22.7
TOTAL	2582	22.7	2492	22.1	2873	21.7	2969	21.5	2972	21.8	13888	21.9
YOUTHFUL OFFFENDER												
YOUTHFUL OFFENDR	318	16.2	314	15.4	494	14.7	412	15.7	395	14.6	1933	15.2
TOTAL	318	16.2	314	15.4	494	14.7	412	15.7	395	14.6	1933	15.2
GRAND TOTAL	13550	32.0	14005	30.3	17839	27.9	18403	29.4	19253	30.2	83050	29.9

TABLE 2.10
NUMBER AND PERCENT OF RELEASES ACCORDING TO CRIME AND VIOLENT FELONY STATUS
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	RELEASE YEAR										TOTAL	
	1988		1989		1990		1991		1992		NUMBER	PERCENT
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT		
VIOLENT FELONY												
MURDER	67	.5%	46	.3%	26	.1%	42	.2%	45	.2%	226	.3%
ATTEMPT MURDER	117	.9%	105	.7%	103	.6%	92	.5%	122	.6%	539	.6%
MANSLAUGHTER 1ST	354	2.6%	261	1.9%	247	1.4%	243	1.3%	235	1.2%	1340	1.6%
RAPE 1ST	196	1.4%	143	1.0%	118	.7%	144	.8%	151	.8%	752	.9%
ROBBERY 1ST	1559	11.5%	1282	9.2%	1308	7.3%	1310	7.1%	1419	7.4%	6878	8.3%
ROBBERY 2ND	1523	11.2%	1277	9.1%	1488	8.3%	1517	8.2%	1564	8.1%	7369	8.9%
ASSAULT 1ST	224	1.7%	189	1.3%	174	1.0%	189	1.0%	223	1.2%	999	1.2%
ASSAULT 2ND	225	1.7%	196	1.4%	226	1.3%	258	1.4%	261	1.4%	1166	1.4%
BURGLARY 1ST	133	1.0%	84	.6%	90	.5%	71	.4%	106	.6%	484	.6%
BURGLARY 2ND	1082	8.0%	968	6.9%	1006	5.6%	919	5.0%	908	4.7%	4883	5.9%
ARSON 1ST,2ND	46	.3%	41	.3%	42	.2%	31	.2%	41	.2%	201	.2%
SODOMY 1ST	83	.6%	76	.5%	52	.3%	65	.4%	77	.4%	353	.4%
SEXUAL ABUSE 1ST	103	.8%	114	.8%	106	.6%	112	.6%	143	.7%	578	.7%
WEAPONS OFFENSES	600	4.4%	584	4.2%	726	4.1%	728	4.0%	847	4.4%	3485	4.2%
KIDNAPPING 1ST,2ND	15	.1%	16	.1%	20	.1%	28	.2%	32	.2%	111	.1%
TOTAL	6327	46.7%	5382	38.4%	5732	32.1%	5749	31.2%	6174	32.1%	29364	35.4%
OTHER COERCIVE												
MANSLAUGHTER 2ND	84	.6%	64	.5%	57	.3%	58	.3%	64	.3%	327	.4%
OTHER HOMICIDE	36	.3%	46	.3%	36	.2%	34	.2%	39	.2%	191	.2%
ROBBERY 3RD	419	3.1%	445	3.2%	569	3.2%	569	3.1%	546	2.8%	2548	3.1%
ATT ASSAULT 2ND	90	.7%	84	.6%	88	.5%	105	.6%	127	.7%	494	.6%
OTHER SEX OFFENSES	65	.5%	88	.6%	79	.4%	73	.4%	103	.5%	408	.5%
OTHER COERCIVE	130	1.0%	147	1.0%	162	.9%	147	.8%	166	.9%	752	.9%
TOTAL	824	6.1%	874	6.2%	991	5.6%	986	5.4%	1045	5.4%	4720	5.7%
DRUG FELONY												
DRUG SALE	2653	19.6%	3821	27.3%	5726	32.1%	5872	31.9%	6169	32.0%	24241	29.2%
DRUG POSSESSION	846	6.2%	1122	8.0%	2023	11.3%	2415	13.1%	2498	13.0%	8904	10.7%
TOTAL	3499	25.8%	4943	35.3%	7749	43.4%	8287	45.0%	8667	45.0%	33145	39.9%
PROPERTY AND OTHER												
BURGLARY 3RD	977	7.2%	948	6.8%	1109	6.2%	1051	5.7%	1081	5.6%	5166	6.2%
GRAND LARCENY	707	5.2%	595	4.2%	641	3.6%	721	3.9%	732	3.8%	3396	4.1%
FORGERY	199	1.5%	208	1.5%	219	1.2%	191	1.0%	191	1.0%	1008	1.2%
STOLEN PROPERTY	480	3.5%	496	3.5%	608	3.4%	638	3.5%	573	3.0%	2795	3.4%
DRIVE INTOXICATED	98	.7%	121	.9%	149	.8%	202	1.1%	203	1.1%	773	.9%
ALL OTHR FELONIES	121	.9%	124	.9%	147	.8%	166	.9%	192	1.0%	750	.9%
TOTAL	2582	19.1%	2492	17.8%	2873	16.1%	2969	16.1%	2972	15.4%	13888	16.7%
YOUTHFUL OFFFENDER												
YOUTHFUL OFFENDR	318	2.3%	314	2.2%	494	2.8%	412	2.2%	395	2.1%	1933	2.3%
TOTAL	318	2.3%	314	2.2%	494	2.8%	412	2.2%	395	2.1%	1933	2.3%
GRAND TOTAL	13550	100.0%	14005	100.0%	17839	100.0%	18403	100.0%	19253	100.0%	83050	100.0%

FIGURE 3-A

PREDICATE SENTENCE BY FELONY CLASS
1992 FIRST RELEASES TO PAROLE



SECOND FELONY INCLUDES PERSISTENT FELONS

Section 3

FELONY CLASS CATEGORY OF 1992 RELEASES

Distribution of 1992 First Releases by Felony Class

Felony crimes are classified into one of several felony class categories: Class A-I, A-II, B, C, D, and E. The most serious felonies are categorized as Class A and the least serious felonies as Class E. Less serious offenses are categorized as misdemeanors or violations, but only those convicted of a felony can be committed to state prison. Of those released in 1992, Class A felons accounted for less than 4% (0.5% for Class A-I and 3.4% for Class A-II). Eighteen percent had been committed for Class B felonies; 21% for Class C; 35% for Class D; and 20% for Class E felony offenses (see Table 3.1). Those sentenced as a first felony offender are concentrated in three felony class categories: Class B, Class C, and Class D felony offenses (see Table 3.2). However, those sentenced as Second or Persistent felony offenders are largely concentrated in the Class C, Class D and Class E felony offense categories.

TABLE 3.1
FELONY CRIME CLASS BY SEX; 1992 FIRST RELEASES TO PAROLE SUPERVISION

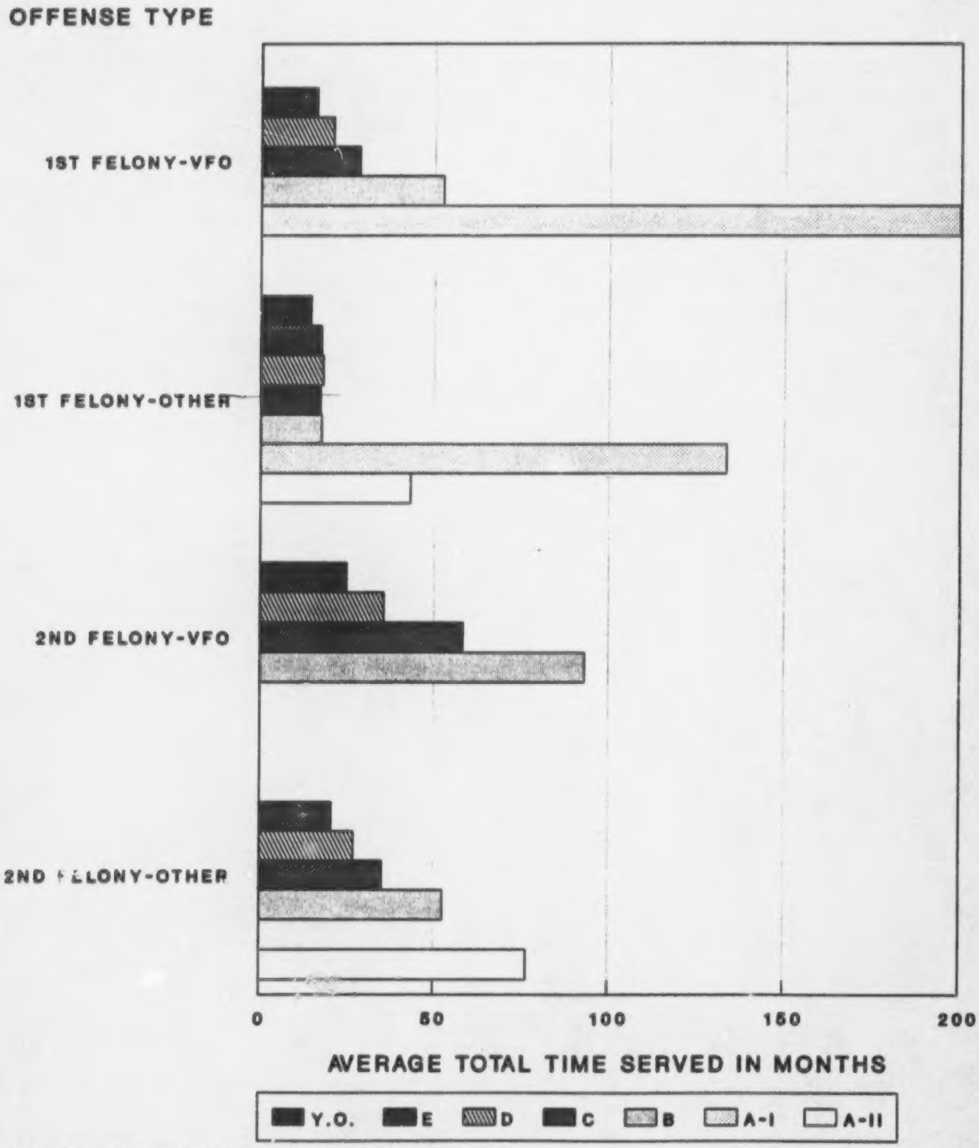
CRIME CLASS	MALE		FEMALE		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
A-I FELONY	86	.5%	4	.2%	90	.5%
A-II FELONY	597	3.4%	52	3.2%	649	3.4%
CLASS B FELONY	3152	17.9%	306	18.6%	3458	18.0%
CLASS C FELONY	3774	21.4%	364	22.1%	4138	21.5%
CLASS D FELONY	6137	34.9%	615	37.4%	6752	35.1%
CLASS E FELONY	3482	19.8%	287	17.4%	3769	19.6%
YOUTHFUL OFFENDR	377	2.1%	18	1.1%	395	2.1%
TOTAL	17605	100.0%	1646	100.0%	19251	100.0%

TABLE 3.2
FELONY CRIME CLASS BY SECOND OR PERSISTENT FELONY OFFENDER STATUS;
1992 FIRST RELEASES TO PAROLE SUPERVISION

CRIME CLASS	FIRST FELONY		SECOND FELONY		PERSIST FELONY		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
A-I FELONY	90	1.0%	0	.0%	0	.0%	90	.5%
A-II FELONY	623	7.0%	25	.2%	1	.8%	649	3.4%
CLASS B FELONY	2721	30.5%	719	7.0%	18	15.1%	3458	18.0%
CLASS C FELONY	2451	27.5%	1648	16.1%	39	32.8%	4138	21.5%
CLASS D FELONY	1967	22.1%	4744	46.4%	41	34.5%	6752	35.1%
CLASS E FELONY	663	7.4%	3086	30.2%	20	16.8%	3769	19.6%
YOUTHFUL OFFENDR	395	4.4%	0	.0%	0	.0%	395	2.1%
TOTAL	8910	100.0%	10222	100.0%	119	100.0%	19251	100.0%

FIGURE 3-B

PREDICATE SENTENCE: CLASS BY TIME SERVED 1992 FIRST RELEASES TO PAROLE



SECOND FELONY INCLUDES PERSISTENT FELONS

Time Served By Felony Class Of Commitment Offense

The 1992 release cohort has been broken into subgroups in order to examine time served information within groups of commitments that are similar in the sentencing laws that apply to them (see Table 3.3). The cohort is divided into first felony commitments and second felony commitments. These two groups were again divided into violent and other felony offenses. Within each of these four subgroups, persons are grouped according to the felony class category of the conviction offense.[8]

In general, as the felony class category declines from Class A to Class E, median and average time served also decline. Looking, for instance, at first felony offenders committed for violent felony offenses, the total time served declines in a regular manner from 199.6 months for a Class A felony to 16.1 months for a Class E violent felony (see Table 3.3). Similarly, among first felony offenders convicted of other felony offenses the average total time served declined from 133.7 months for a Class A-I felony offense to 17.5 months for a Class E felony offense.

Differences in Time Served By First Or Second Felony Offender Status

Overall, second felony offenders receive longer sentences and serve more time in state prison than do first felony offenders. For example, the average total time served for a second felony offender committed for a Class B violent felony offense (N=466) is 93.2 months while the average total time served in custody for a first felony offender committed for a Class B violent felony offense (N=1,000) is 52.5 months (see Table 3.3). For those second felony offenders convicted of other (non-violent) Class B felony offenses (N=271) the average time served is 52.6 months; for first felony offenders convicted of other Class B felony offenses (N=1,721) the average time served is 17.6 months.

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[8] In New York State the range of sentences available to the court depends upon the felony class category of the conviction offense. The range of sentences available to the court also depends upon whether the defendant is a first felony offender, a second (or predicate) felony offender or a persistent (third time) felony offender. The sentence structure (i.e. the range of minimum and maximum sentences) is, for most crimes, more severe for second and persistent felony offenders than for first felony offenders. The range of minimum and maximum sentences that applies to each felony class category is also affected by whether the offense is a legislatively designated violent felony offense. The range of minimum and maximum sentences is more severe for Class B and Class C legislatively designated violent felony offenses than is the range of minimum-maximum terms for all other Class B and Class C felony offenses. In addition, second felony offenders for whom both the immediate and the prior felony convictions were for violent felony crimes (i.e. are "Second Violent" Felony Offenders) are eligible for more severe minimum and maximum sentences than are other second felony offenders. Appendix A presents a brief summary of the minimum and maximum sentence structure for offenses in each felony class category that includes changes in sentence severity that apply to second and persistent felony offenders and to violent felony offenders.

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Differences In Time Served By Violent Felony Offender Status

Within the first felony offender group, Class B violent felony offenders serve considerably more time in custody (average total time served 52.5 months) than do other Class B felony offenders (average 17.6 months) (see Table 3.3). First felony offenders convicted of a Class C violent felony served 28.4 months in custody compared with 17.3 months for first felony offenders convicted of other Class C felony offenses. Among first felony offenders the average state time served for Class D and Class E violent felony offenses is only slightly different than that for other Class D and Class E felony offenses. As reflected in Appendix B, the minimum sentence range for Class D and Class E violent felonies is the same as that for other Class D and Class E non-violent felony offenses (where the person is sentenced as a first felony offender) so it is not surprising that there is not a large difference in time served depending on violent felony status for persons convicted of Class D and Class E felonies.

It can also be seen that for first felony offenders convicted of non-violent offenses there is not a decline in average total time served as one moves from Class B (average 17.6 months), to Class C (17.3 months), to Class D (18.0 months) to Class E felony offenders (17.5 months) (see Table 3.3). Appendix A indicates that the lowest minimum sentence length for persons in all of these categories is one year. Moreover, a large proportion of the cases in these categories are drug offenders. Some jurisdictions are more likely to convict drug offenders at the Class B and C level, others at the Class D and E level, though there may be relatively little difference in length of minimum sentence for first felony offenders convicted of drug offenses that fall into these felony class categories.[9]

Among second felony offenders there is a clear difference in time served by violent or non-violent felony status. Among second felony offenders committed for a Class B violent felony offense (N=466), the average total time served is 93.2 months, for Class B other felony offenses (N=271) it is 52.6 months (see Table 3.3). In contrast to first felony offenders, second felony offenders convicted of violent felony offenses serve a noticeably longer period of time in custody than do second felony offenders convicted of other (non-violent) felony offenses. This can be seen by comparing the Class C, Class D and Class E felony offenders in the violent offense category with their Class C, D, and E counterparts in the non-violent category.

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[9] In a separate report on drug offenders ("Drug Offenders Committed to State Prison" (1991), New York State Department of Correctional Services), we find a modest range in average minimum sentence between first felony Class B drug offenders (average minimum in 1990 is 18.5 months) and first felony Class D drug offenders (16.1 months). But the length of time served in custody is about the same for first felony Class B drug offenders (average total time served 17.3 months among 1991 releases), Class C drug offenders (16.6 months), and Class D drug offenders (17.5 months) (see Table 5.1 below).

Correlation Between Minimum Sentence and Time Served

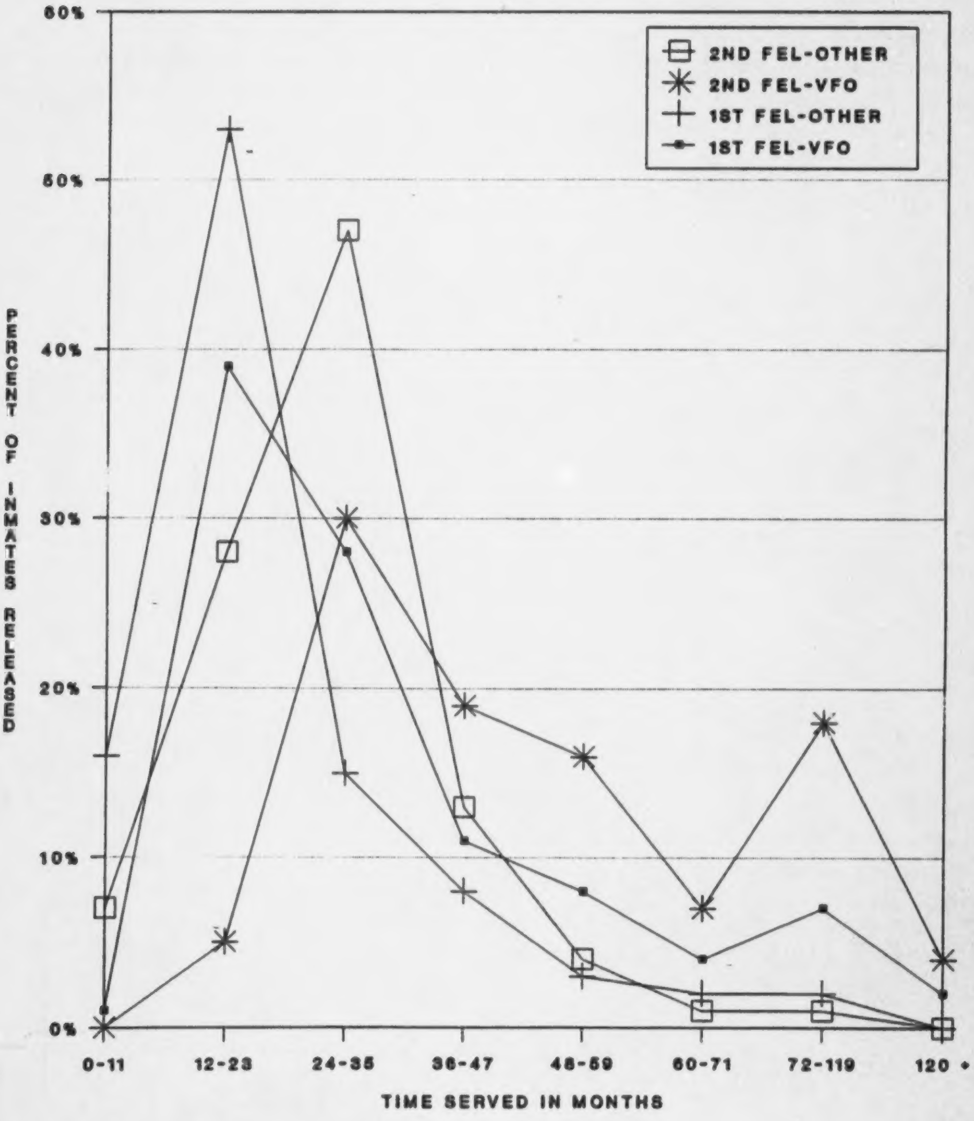
The overall correlation between minimum sentence length and total time served is high (Pearson's R=.90). Average (and median) total time served correspond fairly closely with average (and median) minimum sentence for persons in each specific felony class category, although violent felony offenders tend to serve a longer period in custody in relation to average minimum sentence than do non-violent offenders. For example, the average minimum sentence for people in the Class B offense category who were sentenced as a first felony offender for a violent felony offense (N=1,000) was 42.0 months and the average total time served was 52.5 months (see Table 3.3). The average minimum sentence for people in Class B non-violent offense category who were sentenced as a first felony offender (N=1,721) was 17.9 months and the average total time served was 17.6 months.

TABLE 3.3 AVERAGE MINIMUM SENTENCE AND AVERAGE TIME SERVED BY FELONY CLASS, VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY STATUS; 1992 FIRST RELEASES

FELONY CLASS OF COMMITMENT OFFENSE	NUMBER	MINIMUM SENTENCE IN MOS		STATE TIME SERVED IN MONTHS		TOTAL(STATE+JAIL) TIME SERVED IN MOS	
		AVERAGE	MEDIAN	AVERAGE	MEDIAN	AVERAGE	MEDIAN
FIRST FELONY							
VIOLENT FELONY							
A-I FELONY	52	186.2	180.0	186.5	182.1	199.6	192.8
CLASS B FELONY	1000	42.0	36.0	45.1	36.9	52.5	46.5
CLASS C FELONY	1309	23.2	18.0	21.8	17.0	28.4	23.9
CLASS D FELONY	1056	15.1	12.0	15.3	11.8	20.9	18.0
CLASS E FELONY	24	13.8	12.0	11.3	10.2	16.1	15.9
TOTAL	3441	28.5	18.0	29.0	18.9	35.6	24.0
OTHER FELONY							
A-I FELONY	38	132.7	180.0	125.3	165.8	133.7	180.0
A-II FELONY	623	47.1	36.0	36.4	34.4	43.1	37.0
CLASS B FELONY	1721	17.9	12.0	12.9	9.5	17.6	12.5
CLASS C FELONY	1142	17.0	12.0	13.1	9.7	17.3	12.4
CLASS D FELONY	911	16.1	12.0	13.4	10.1	18.0	14.6
CLASS E FELONY	639	13.1	12.0	13.2	10.9	17.5	15.9
YOUTHFUL OFFENDR	395	13.5	12.0	10.0	8.2	14.6	12.4
TOTAL	5469	20.7	12.0	16.3	10.3	21.1	14.5
SECOND FELONY							
VIOLENT FELONY							
CLASS B FELONY	466	82.8	72.0	83.8	79.9	93.2	89.7
CLASS C FELONY	851	50.1	48.0	50.5	45.8	58.3	53.9
CLASS D FELONY	1158	30.3	30.0	28.9	26.7	35.5	31.9
CLASS E FELONY	258	21.0	18.0	19.3	17.7	24.9	23.9
TOTAL	2733	44.5	36.0	44.1	34.9	51.5	41.9
OTHER FELONY							
A-II FELONY	26	74.5	72.0	69.1	65.5	76.6	72.0
CLASS B FELONY	271	51.6	54.0	45.8	47.8	52.6	54.0
CLASS C FELONY	836	36.9	36.0	28.8	31.0	35.2	36.0
CLASS D FELONY	3627	26.4	24.0	21.3	21.2	27.0	24.3
CLASS E FELONY	2848	18.7	18.0	15.7	15.4	20.7	18.1
TOTAL	7608	25.8	24.0	21.0	19.2	26.6	24.0
GRAND TOTAL	19251	27.5	24.0	24.4	18.3	30.2	24.0

FIGURE 3-C

TIME SERVED:CRIME TYPE & PREDICATE TERM
1992 FIRST RELEASES TO PAROLE



TOTAL TIME IN DOCS & LOCAL FACILITIES

Felony Class By Total Time Served

A crosstabulation of felony class category by total time served is presented in Table 3.4. Felony class category is presented for separate groups of the release population according to first or second felony offender status and violent or other felony offense. These data offer another view of the distribution of time served according to felony class and other relevant criteria.[10]

Among first felony offenders convicted of other (or non-violent) felony crimes 16% (N=882) served a period of time in custody that was less than 12 months (one year is the lowest legally permissible minimum sentence for a felony offender committed to state prison). In all, 7% (N=1,428) of first releases in 1992 served less than 12 months in custody (including both state time and jail time). These individuals are a portion of those people who have successfully completed the Department's Shock Incarceration Program. The Shock Incarceration Program is a six month program of intensive physical training, counseling and drug treatment. Persons who successfully complete the program are (with few exceptions) approved by the Board of Parole for release to parole supervision. An inmate with a minimum sentence of 12 months and who successfully completes the Shock Incarceration Program might, for example, serve a total of eight months in custody (e.g., one month of jail time, one month in reception/classification, and six months in Shock Incarceration). Table 3.5 presents a crosstabulation of felony class category by state time served.

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[10] It can be seen in Table 3.4 that certain offenders appear to serve a period of time that is less than the required legal minimum sentence for offenses that fall into a particular felony class category. For instance, there were 52 cases released in 1992 who had been convicted of the Class A-I felony crimes of Murder 2nd, Arson 1st, or Kidnapping 1st. The minimum term for offenses in the category is 15 years (or 180 months). Nine of the 52 cases served less than the fifteen year minimum term. These cases were Juvenile Offenders who (due to this legal status) received a minimum term that is less than the 15 year minimum that applied to adult offenders.

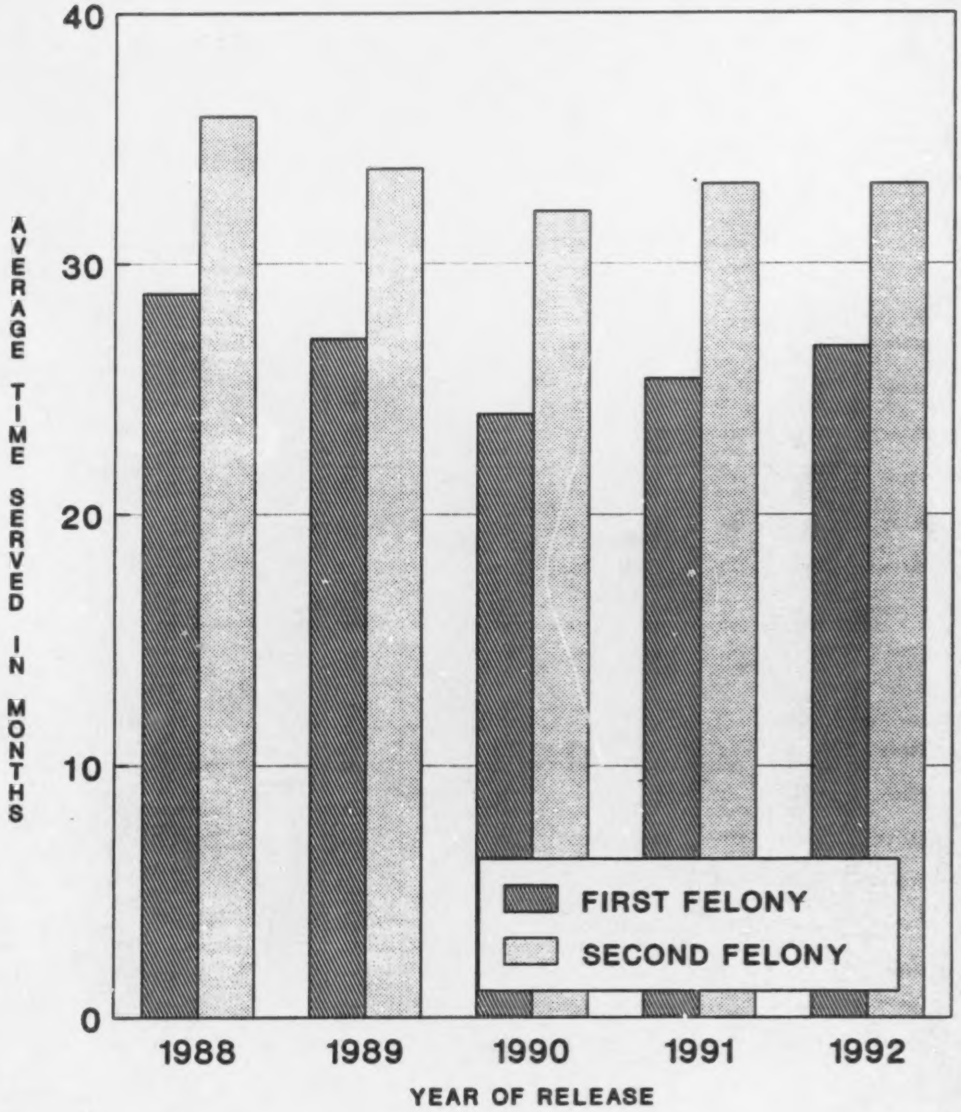
TABLE 3.4 - TOTAL (STATE+JAIL) TIME SERVED BY FELONY CRIME CLASS, VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY OFFENDER STATUS; 1992 FIRST RELEASES TO PAROLE

FELONY CLASS OF COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED												TOTAL
	00-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
FIRST FELONY													
VIOLENT FELONY													
A-I FELONY	0 0%	0 0%	0 0%	1 2%	0 0%	0 0%	1 2%	3 6%	0 0%	1 2%	3 6%	43 83%	52 100%
CLASS B FELONY	2 0%	22 2%	6 1%	244 24%	76 8%	122 12%	36 4%	150 15%	82 8%	221 22%	35 3%	4 0%	1000 100%
CLASS C FELONY	4 0%	38 3%	580 44%	237 18%	100 8%	166 13%	36 3%	77 6%	38 3%	30 2%	3 0%	0 0%	1309 100%
CLASS D FELONY	13 1%	465 44%	186 18%	246 23%	49 5%	32 3%	6 1%	50 5%	7 1%	2 0%	0 0%	0 0%	1056 100%
CLASS E FELONY	0 0%	17 71%	3 13%	3 13%	1 4%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	24 100%
TOTAL	19 1%	542 16%	775 23%	731 21%	226 7%	320 9%	79 2%	280 8%	127 4%	254 7%	41 1%	47 1%	3441 100%
OTHER FELONY													
A-I FELONY	0 0%	0 0%	0 0%	0 0%	0 0%	8 21%	1 3%	1 3%	0 0%	4 11%	2 5%	22 58%	38 100%
A-II FELONY	64 10%	48 8%	17 3%	1 0%	4 1%	196 31%	12 2%	104 17%	91 15%	85 14%	0 0%	1 0%	623 100%
CLASS B FELONY	292 17%	813 47%	192 11%	243 14%	42 2%	83 5%	11 1%	24 1%	13 1%	8 0%	0 0%	0 0%	1721 100%
CLASS C FELONY	209 18%	547 48%	142 12%	127 11%	24 2%	51 4%	13 1%	12 1%	12 1%	4 0%	1 0%	0 0%	1142 100%
CLASS D FELONY	151 17%	406 45%	121 13%	150 16%	27 3%	23 3%	5 1%	25 3%	1 0%	2 0%	0 0%	0 0%	911 100%
CLASS E FELONY	77 12%	321 50%	64 10%	127 20%	42 7%	1 0%	2 0%	5 1%	0 0%	0 0%	0 0%	0 0%	639 100%
YOUTHFUL OFFENDR	89 23%	234 59%	32 8%	26 7%	12 3%	2 1%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	395 100%
TOTAL	882 16%	2369 43%	568 10%	674 12%	151 3%	364 7%	44 1%	171 3%	117 2%	103 2%	3 0%	23 0%	5469 100%
SECOND FELONY													
VIOLENT FELONY													
CLASS B FELONY	1 0%	0 0%	0 0%	7 2%	4 1%	6 1%	2 0%	45 10%	24 5%	269 58%	100 21%	8 2%	466 100%
CLASS C FELONY	0 0%	1 0%	7 1%	12 1%	14 2%	141 17%	50 6%	271 32%	149 18%	193 23%	13 2%	0 0%	851 100%
CLASS D FELONY	2 0%	4 0%	17 1%	268 23%	389 34%	224 19%	90 8%	114 10%	20 2%	29 3%	1 0%	0 0%	1158 100%
CLASS E FELONY	1 0%	1 0%	100 39%	100 39%	35 14%	11 4%	5 2%	3 1%	2 1%	0 0%	0 0%	0 0%	258 100%
TOTAL	4 0%	6 0%	124 5%	387 14%	442 16%	382 14%	147 5%	433 16%	195 7%	491 18%	114 4%	8 0%	2733 100%
OTHER FELONY													
A-II FELONY	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	26 100%	0 0%	0 0%	26 100%
CLASS B FELONY	5 2%	8 3%	4 1%	11 4%	17 6%	18 7%	8 3%	113 42%	53 20%	31 11%	3 1%	0 0%	271 100%
CLASS C FELONY	49 6%	79 9%	25 3%	36 4%	25 3%	389 47%	117 14%	88 11%	19 2%	7 1%	2 0%	0 0%	836 100%
CLASS D FELONY	262 7%	163 4%	118 3%	1689 47%	921 25%	253 7%	128 4%	66 2%	13 0%	11 0%	1 0%	2 0%	3627 100%
CLASS E FELONY	207 7%	94 3%	1631 57%	670 24%	155 5%	54 2%	19 1%	14 0%	3 0%	1 0%	0 0%	0 0%	2848 100%
TOTAL	523 7%	344 5%	1778 23%	2406 32%	1118 15%	714 9%	272 4%	281 4%	88 1%	76 1%	6 0%	2 0%	7608 100%
GRAND TOTAL	1428 7%	3261 17%	3245 17%	4198 22%	1937 10%	1780 9%	542 3%	1165 6%	527 3%	924 5%	164 1%	80 0%	19251 100%

TABLE 3.5 STATE TIME SERVED BY FELONY CRIME CLASS, VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY OFFENDER STATUS; 1992 FIRST RELEASES TO PAROLE

FELONY CLASS OF COMMITMENT OFFENSE	STATE TIME SERVED IN MONTHS												TOTAL
	0-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
FIRST FELONY													
VIOLENT FELONY													
A-I FELONY	0 0%	0 0%	0 0%	2 4%	0 0%	0 0%	3 6%	0 0%	0 0%	1 2%	20 38%	26 50%	52 100%
CLASS B FELONY	50 5%	103 10%	157 16%	77 8%	111 11%	55 5%	90 9%	97 10%	84 8%	160 16%	13 1%	3 0%	1000 100%
CLASS C FELONY	286 22%	443 34%	170 13%	142 11%	102 8%	48 4%	47 4%	34 3%	21 2%	16 1%	0 0%	0 0%	1309 100%
CLASS D FELONY	537 51%	213 20%	165 16%	49 5%	32 3%	19 2%	20 2%	15 1%	5 0%	1 0%	0 0%	0 0%	1056 100%
CLASS E FELONY	16 67%	6 25%	2 8%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	24 100%
TOTAL	889 26%	765 22%	494 14%	270 8%	245 7%	122 4%	160 5%	146 4%	110 3%	170 5%	33 1%	29 1%	3441 100%
OTHER FELONY													
A-I FELONY	0 0%	0 0%	0 0%	5 13%	3 8%	1 3%	1 3%	1 3%	0 0%	3 8%	21 55%	3 8%	38 100%
A-II FELONY	120 21%	7 1%	20 3%	69 11%	126 20%	45 7%	55 9%	91 15%	59 9%	22 4%	1 0%	0 0%	623 100%
CLASS B FELONY	1153 67%	213 12%	172 10%	78 5%	57 3%	13 1%	13 1%	13 1%	5 0%	4 0%	0 0%	0 0%	1721 100%
CLASS C FELONY	764 67%	159 14%	95 8%	37 3%	44 4%	17 1%	9 1%	11 1%	4 0%	2 0%	0 0%	0 0%	1142 100%
CLASS D FELONY	564 62%	142 16%	115 13%	33 4%	19 2%	12 1%	16 2%	8 1%	2 0%	0 0%	0 0%	0 0%	911 100%
CLASS E FELONY	364 57%	119 19%	107 17%	30 5%	12 2%	3 0%	3 0%	1 0%	0 0%	0 0%	0 0%	0 0%	639 100%
YOUTHFUL OFFENDR	294 74%	64 16%	25 6%	8 2%	4 1%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	395 100%
TOTAL	3267 60%	704 13%	534 10%	260 5%	265 5%	91 2%	97 2%	125 2%	70 1%	31 1%	22 0%	3 0%	5469 100%
SECOND FELONY													
VIOLENT FELONY													
CLASS B FELONY	2 0%	2 0%	9 2%	5 1%	3 1%	15 3%	18 4%	55 12%	92 20%	196 42%	66 14%	3 1%	466 100%
CLASS C FELONY	6 1%	11 1%	26 3%	69 8%	118 14%	104 12%	132 16%	153 18%	109 13%	117 14%	6 1%	0 0%	851 100%
CLASS D FELONY	50 4%	129 11%	282 24%	274 24%	185 16%	96 8%	56 5%	54 5%	16 1%	16 1%	0 0%	0 0%	1168 100%
CLASS E FELONY	46 18%	86 33%	72 28%	26 10%	17 7%	6 2%	2 1%	1 0%	2 1%	0 0%	0 0%	0 0%	258 100%
TOTAL	104 4%	228 8%	389 14%	374 14%	323 12%	221 8%	208 8%	263 10%	219 8%	329 12%	72 3%	3 0%	2733 100%
OTHER FELONY													
A-II FELONY	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	1 4%	19 73%	6 25%	0 0%	0 0%	26 100%
CLASS B FELONY	16 6%	9 3%	10 4%	15 6%	18 7%	16 6%	54 20%	94 35%	27 10%	11 4%	1 0%	0 0%	271 100%
CLASS C FELONY	149 18%	26 3%	54 6%	152 18%	281 34%	89 11%	47 6%	23 3%	7 1%	7 1%	1 0%	0 0%	836 100%
CLASS D FELONY	666 18%	586 16%	1188 33%	699 19%	272 7%	119 3%	53 1%	26 1%	10 0%	5 0%	3 0%	0 0%	3627 100%
CLASS E FELONY	824 29%	1258 44%	468 16%	186 7%	68 2%	26 1%	11 0%	5 0%	1 0%	1 0%	0 0%	0 0%	2848 100%
TOTAL	1655 22%	1879 25%	1720 23%	1052 14%	639 8%	250 3%	165 2%	149 2%	64 1%	30 0%	5 0%	0 0%	7608 100%
GRAND TOTAL	5915 31%	3576 19%	3137 16%	1956 10%	1472 8%	684 4%	630 3%	683 4%	463 2%	568 3%	132 1%	35 0%	19251 100%

FIGURE 3-D
TIME SERVED BY PREDICATE SENTENCE 1988 - 1992 FIRST RELEASES TO PAROLE



TOTAL TIME IN DOCS & LOCAL FACILITIES

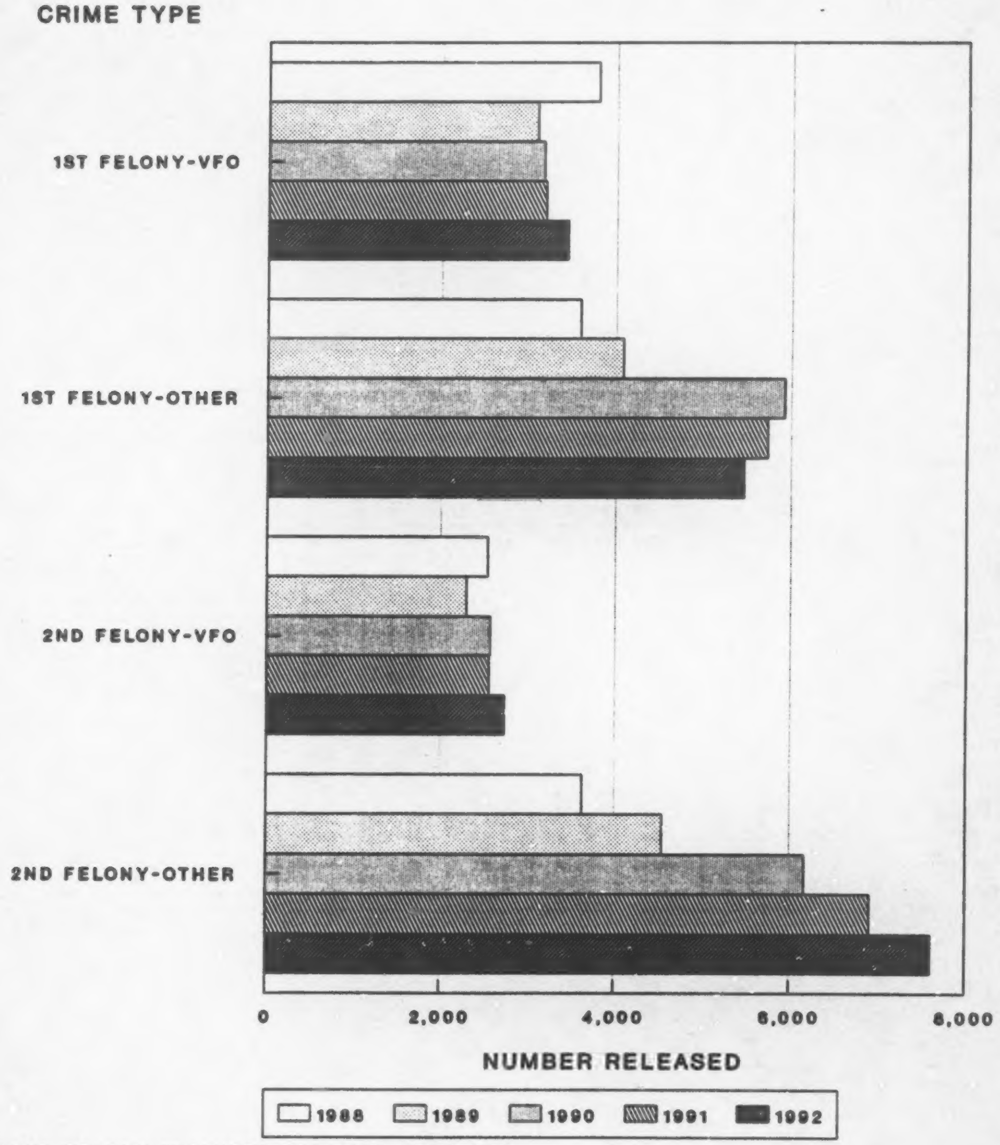
Trends in Time Served 1988-1992 by Felony Class Category and First or Second Felony Offender Status

Average total time served for first releases to parole supervision in each year 1988 through 1992 and for the composite group of releases from 1988 to 1992 is presented in Table 3.6. These time served figures are broken out by felony class category and by first or second felony offender status (persistent felony offenders have been grouped with second felony offenders). As noted earlier the average total time served has declined from 32.0 months among 1988 releases to 30.2 months among 1992 releases. This occurrence reflects shifts in the proportion of cases in each felony class category and to declines in time served within particular felony class categories. These conclusions are more fully explained in the next section.

TABLE 3.6
AVERAGE TOTAL (STATE + JAIL) TIME SERVED BY FELONY CLASS,
AND BY FIRST OR SECOND FELONY OFFENDER STATUS;
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

FELONY CLASS OF COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
FIRST FELONY												
A-I FELONY	92	163.4	65	161.0	56	148.1	69	167.2	90	171.8	372	165.5
A-II FELONY	352	41.5	476	39.3	565	38.8	605	41.3	623	43.1	2621	40.8
CLASS B FELONY	2590	33.6	2463	31.1	3086	27.0	2803	28.5	2721	30.4	13663	30.0
CLASS C FELONY	1944	26.5	1758	24.9	2396	21.7	2365	25.2	2451	23.2	10914	23.7
CLASS D FELONY	1663	19.5	1565	19.3	1867	18.7	2015	18.7	1967	19.5	9077	19.1
CLASS E FELONY	421	16.8	525	16.8	627	16.9	658	16.7	663	17.4	2094	17.0
YOUTHFUL OFFENDR	310	16.2	314	15.4	494	14.7	412	15.7	395	14.6	1933	15.2
TOTAL	7380	28.8	7166	27.0	9091	24.0	8927	25.4	8910	26.7	41474	26.2
SECOND FELONY												
A-II FELONY	5	74.4	19	74.5	23	75.0	22	75.8	26	76.6	95	75.5
CLASS B FELONY	571	79.1	544	80.2	583	77.4	738	77.4	737	78.3	3173	78.4
CLASS C FELONY	1068	51.0	1037	48.0	1344	45.9	1494	46.6	1687	46.9	6630	47.5
CLASS D FELONY	2665	30.3	2981	29.7	3963	28.4	4327	28.7	4785	29.0	18721	29.1
CLASS E FELONY	1858	21.9	2256	21.2	2825	20.8	2888	21.3	3106	21.1	12933	21.2
TOTAL	6167	35.9	6837	33.8	8738	32.1	9469	33.2	10341	33.2	41552	33.5
GRAND TOTAL	13547	32.0	14003	30.3	17829	28.0	18396	29.4	19251	30.2	83026	29.9

FIGURE 3-E
PREDICATE SENTENCE: CRIME TYPE
1992 FIRST RELEASES TO PAROLE



SECOND FELONY INCLUDES PERSISTENT FELONS

Trends in Time Served 1988-1992 According to Felony Class Category, Violent Felony Status and First or Second Felony Offender Status

Average total time served for first releases to parole supervision declines from 32.0 months in 1988 to 28.0 months in 1990. This results from a shift in the percent of releases found in each specific felony class category (as further defined by violent or non-violent status, and first or predicate felony status)[11] and by a decline in average time served for persons within certain specific felony class categories. This can be seen by examining the average time served data across the years 1988 to 1990 as reflected in Table 3.7 on page xx along with the figures on number and percent of cases in each category as shown in Table 3.8. Average time served then increases between 1990 (28.0 months) and 1992 (30.2 months) (see Table 3.7). This is due to an increase in the percent of releases who were committed for a non-violent offense and sentenced as a second felony offender between 1990 (34.6%) and 1992 (39.5%, see Table 3.8). Since average time served for second felony offenders convicted of non-violent offenses is higher than that for first felony offenders convicted of non-violent offenses (a group which also declines as a percent of releases between 1990 33.3% and 1992 28.4%) the average time served for the total release cohort is pushed upward.

A. Time Served By Violent Felony Offenders

Average time served for violent felony offenders is relatively stable across the period 1988 through 1992. For example, first felony offenders committed for a Class B violent felony offense served on average 50.6 months among 1988 releases (N=1,304) and they served on average 52.5 months among 1992 releases (N=1,000; see Table 3.7).

Among second felony offenders convicted of violent felony offenses there is a slight increase in average time served among 1992 releases when compared with releases in earlier years. For example, the average time served for a second felony offender convicted of a Class B violent felony offense was 85.7 months among 1988 releases but was 93.2 months among 1992 releases. The increase in average time served in this particular category appears to reflect a slight increase in average minimum sentence for offenders in the second felony class B violent offense category (see Appendix D).

While the length of stay for violent felons is relatively unchanged over the last four years the proportion of first releases made up of violent felons has declined substantially due to the influx (and subsequent release) of drug felons committed in recent years. First felony offenders convicted of a violent crime made up 28.0% of releases in 1988, but they fall to 17.9% of releases in 1992 (see Table 3.8). Similarly, second felony offenders committed for a violent crime decline from 18.7% of releases in 1988 to 14.2% in 1992.

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[11] See footnote 8 infra and Appendix A for a brief review of legal factors that affect sentence length (and time served) for people in various felony class categories.

Trends in Time Served 1988-1992 According to Felony Class Category, Violent Felony Status and First or Second Felony Offender Status (continued)

B. Time Served By Non-Violent Felony Offenders

Non-violent offenders sentenced as second felony offenders show a dramatic increase among releases over the period 1988 to 1992 and this occurs because this category includes drug offenders. Second felony offenders convicted of non-violent offenses increase from 26.8% (N=3,630) of releases in 1988 to 39.5% (N=7,608) in 1992 (see Table 3.8). The average time served by this category of offender for the combined five annual release cohorts was 26 months, about two years less than the 50 months served by second violent felony offenders and nine months less than the 35 months served by first felony violent felony offenders (see Table 3.7).

The increase in average total time served for releases in 1992 (30.2 months) compared with 1990 (28.0 months) appears to be due to a greater concentration in the release cohort of second felony offenders convicted of a Class B, C, and D non-violent felony offenses and an increase in the average time served by each of these three groups. In the second felony non-violent group, Class B offenders increase from 0.9% in 1990 to 1.4% in 1992, class C from 2.9% in 1990 to 4.3% in 1992, and Class D from 16.0% in 1990 to 18.8% in 1992 (see Table 3.8). There is also a decline in proportion of first felony offenders convicted of non-violent crimes among 1992 releases (28.4%) when compared with 1990 releases (33.3%). Since average time served for second felony non-violent offenders is longer than that for first felony non-violent offenders (e.g. for Class B second felony the average time served is 52.6 months, for Class B first felony it is 17.6 months) the greater concentration of releases in the second felony non-violent category pushes up average time served in 1992 over that seen in 1990.

Trends in Time Served 1988-1992 According to Felony Class Category, Violent Felony Status and First or Second Felony Offender Status (continued)

C. Summary

In summary, non-violent offenders make up a larger proportion of releases in 1992 than they did among 1988 releases. Since non-violent offenders generally receive shorter minimum sentences than do violent felony offenders a higher concentration of non-violent offenders would drive down average time served when the total group of first releases is examined. But in addition to a shift in the percent of cases in favor of non-violent offenders, many of the specific felony class categories in the non-violent group have shown a decline in average time served. It was suggested earlier that one reason for the decline in average time served for non-violent offenders is new programs initiated by the Department of Correctional Services. One of these programs is the Earned Eligibility Program which has increased the rate of release once the minimum period of imprisonment has been served and the inmate makes satisfactory progress in educational programs and work assignments.[12] The Shock Incarceration Program permits early release to parole supervision for inmates who successfully complete a six month program of intensive physical training, counseling and drug treatment.[13] Both of these programs draw heavily on non-violent offenders committed to state prison and each has served to reduce the average length of stay.

Another possible explanation for a decline in average time served for persons in specific felony class categories (again, defined further by violent or non-violent crime and by first or predicate felony status) is a change in sentencing patterns by the courts. However, a separate Department report on drug offenders committed to state prison in recent years shows that the average minimum sentence within specific felony class categories is unchanged over the years 1987 through 1990.[14] Along this line, Appendix D presents average minimum sentence length for subgroups of the release population defined by felony class category, first or second felony offender status, and violent or non-violent felony status. When average minimum sentence length is examined across releases from 1987 to 1991 within these legally distinct subgroups, the data show that for most subgroups the average minimum sentence has not changed across this five year period (see Appendix D). So, changes in length of stay within the same felony class category would appear to be due more to the initiation of new programs than to a shift in sentencing patterns by the courts.

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[12] See "Earned Eligibility Program July 1987 through September 1990" (1991) Division of Program Planning, Research and Evaluation, New York State Department of Correctional Services, Albany, New York 12226.

[13] See "Fifth Annual Report to the Legislature: Shock Incarceration in New York State" (1993).

[14] See "Drug Offenders Committed to State Prison" (1991), p.14 Division of Program Planning, Research and Evaluation, New York State Department of Correctional Services, Albany, New York 12226.

TABLE 3.7
AVERAGE TOTAL (STATE + JAIL) TIME SERVED BY FELONY CLASS,
VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY STATUS;
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

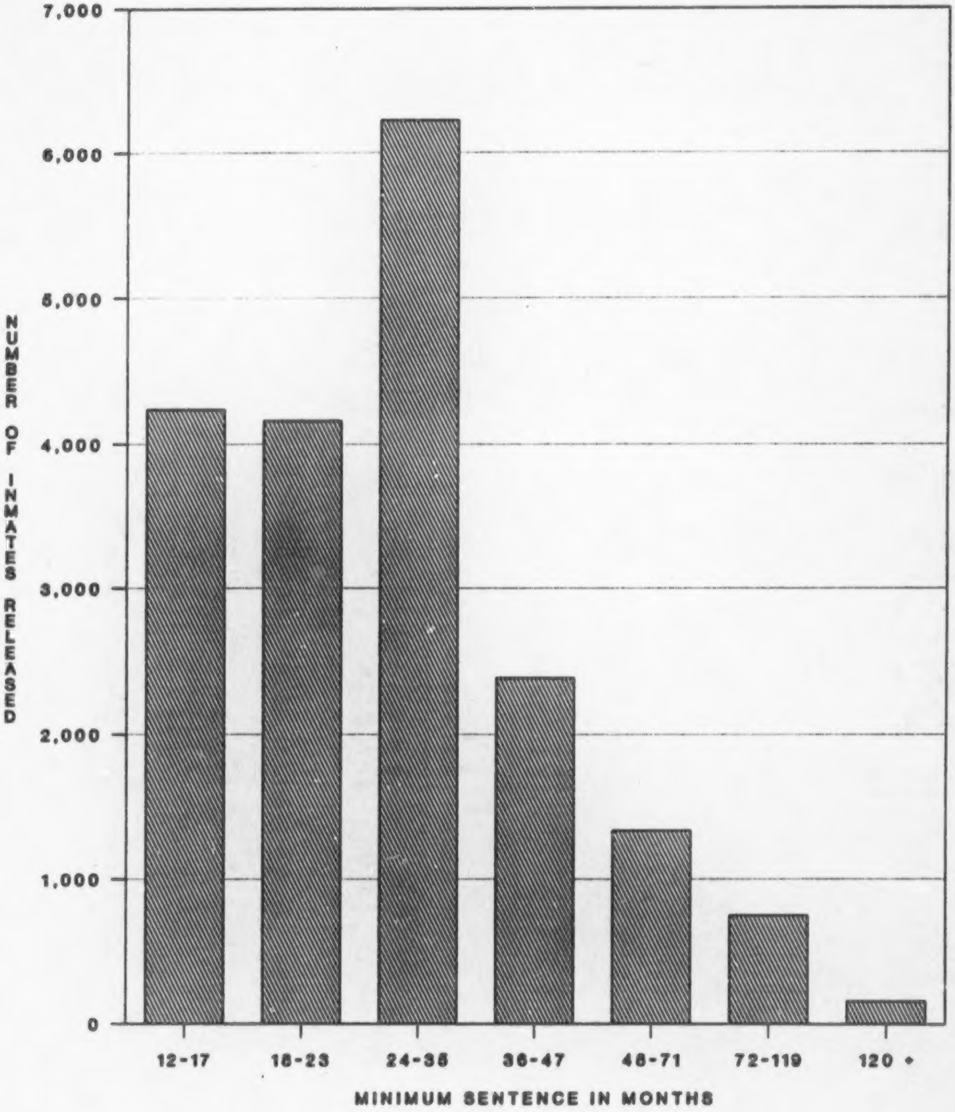
FELONY CLASS OF COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
FIRST FELONY												
VIOLENT FELONY												
A-I FELONY	70	174.5	47	173.4	27	197.7	43	201.3	52	199.6	239	187.3
CLASS B FELONY	1304	50.6	1020	51.2	953	51.0	919	51.6	1000	52.5	5196	51.3
CLASS C FELONY	1458	28.5	1117	28.7	1181	27.6	1180	28.3	1309	28.4	6245	28.3
CLASS D FELONY	940	19.9	877	20.1	982	19.4	1031	19.8	1056	20.9	4886	20.0
CLASS E FELONY	18	14.4	27	17.3	19	15.8	18	18.1	24	16.1	106	16.4
TOTAL	3790	36.5	3088	35.8	3162	33.5	3191	34.5	3441	35.6	16672	35.2
OTHER FELONY												
A-I FELONY	22	129.0	18	128.8	29	100.3	26	110.9	38	133.7	133	120.7
A-II FELONY	352	41.5	476	39.3	565	38.8	605	41.3	623	43.1	2621	40.8
CLASS B FELONY	1286	16.4	1443	17.0	2133	16.2	1884	17.3	1721	17.6	8467	16.9
CLASS C FELONY	486	20.5	641	18.2	1215	16.1	1185	18.0	1142	17.3	4669	17.6
CLASS D FELONY	723	18.9	688	18.2	885	17.9	984	17.5	911	18.0	4191	18.0
CLASS E FELONY	403	16.9	498	16.8	608	17.0	640	16.7	639	17.5	2788	17.0
YOUTHFUL OFFENDR	318	16.2	314	15.4	494	14.7	412	15.7	395	14.6	1933	15.2
TOTAL	3590	20.7	4078	20.3	5929	19.0	5736	20.3	5469	21.1	24802	20.2
SECOND FELONY												
VIOLENT FELONY												
CLASS B FELONY	455	85.7	400	90.0	419	88.4	451	94.4	466	93.2	2191	90.4
CLASS C FELONY	858	54.8	718	53.5	822	55.0	810	57.6	851	58.3	4059	55.9
CLASS D FELONY	1036	34.0	1001	34.6	1114	34.2	1085	35.9	1158	35.5	5394	34.9
CLASS E FELONY	188	25.6	175	25.4	215	25.7	212	25.6	258	24.9	1048	25.4
TOTAL	2537	49.7	2294	49.5	2570	49.0	2558	52.2	2733	51.5	12692	50.4
OTHER FELONY												
A-II FELONY	5	74.4	19	74.5	23	75.0	22	75.0	26	76.6	95	75.5
CLASS B FELONY	116	53.1	144	52.7	164	49.3	287	50.5	271	52.6	982	51.5
CLASS C FELONY	210	35.5	319	35.8	522	31.6	684	33.7	836	35.2	2571	34.2
CLASS D FELONY	1629	27.9	1980	27.3	2849	26.1	3242	26.3	3627	27.0	13327	26.8
CLASS E FELONY	1670	21.5	2081	20.9	2610	20.4	2676	21.0	2848	20.7	11885	20.8
TOTAL	3630	26.3	4543	25.9	6168	25.0	6911	26.2	7608	26.6	28860	26.0
GRAND TOTAL	13547	32.0	14003	30.3	17829	28.0	18396	29.4	19251	30.2	83026	29.9

TEST 3.8
NUMBER AND PERCENT OF RELEASES ACCORDING TO FELONY CLASS, VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY STATUS;
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

FELONY CLASS OF COMMITMENT OFFENSE	RELEASE YEAR										TOTAL	
	1988		1989		1990		1991		1992		NUMBER	PERCENT
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT		
FIRST FELONY												
VIOLENT FELONY												
A-I FELONY	70	.5%	47	.3%	27	.2%	43	.2%	52	.3%	239	.3%
CLASS B FELONY	1304	9.6%	1020	7.3%	953	5.3%	919	5.0%	1000	5.2%	5196	6.3%
CLASS C FELONY	1458	10.8%	1117	8.0%	1181	6.6%	1180	6.4%	1309	6.8%	6245	7.5%
CLASS D FELONY	940	6.9%	877	6.3%	982	5.5%	1031	5.6%	1056	5.5%	4886	5.9%
CLASS E FELONY	18	.1%	27	.2%	19	.1%	18	.1%	24	.1%	106	.1%
TOTAL	3790	28.0%	3088	22.1%	3162	17.7%	3191	17.3%	3441	17.9%	16672	20.1%
OTHER FELONY												
A-I FELONY	22	.2%	18	.1%	29	.2%	26	.1%	38	.2%	133	.2%
A-II FELONY	352	2.6%	476	3.4%	565	3.2%	605	3.3%	623	3.2%	2621	3.2%
CLASS B FELONY	1286	9.5%	1443	10.3%	2133	12.0%	1884	10.2%	1721	8.9%	8467	10.2%
CLASS C FELONY	486	3.6%	641	4.6%	1215	6.8%	1185	6.4%	1142	5.9%	4669	5.6%
CLASS D FELONY	723	5.3%	688	4.9%	885	5.0%	984	5.3%	911	4.7%	4191	5.0%
CLASS E FELONY	403	3.0%	498	3.6%	608	3.4%	640	3.5%	639	3.3%	2788	3.4%
YOUTHFUL OFFENDR	318	2.3%	314	2.2%	494	2.8%	412	2.2%	395	2.1%	1933	2.3%
TOTAL	3590	26.5%	4078	29.1%	5929	33.3%	5736	31.2%	5469	28.4%	24802	29.9%
SECOND FELONY												
VIOLENT FELONY												
CLASS B FELONY	455	3.4%	400	2.9%	419	2.4%	451	2.5%	466	2.4%	2191	2.6%
CLASS C FELONY	858	6.3%	718	5.1%	822	4.6%	810	4.4%	851	4.4%	4059	4.9%
CLASS D FELONY	1036	7.6%	1001	7.1%	1114	6.2%	1085	5.9%	1158	6.0%	5394	6.5%
CLASS E FELONY	188	1.4%	175	1.2%	215	1.2%	212	1.2%	258	1.3%	1048	1.3%
TOTAL	2537	18.7%	2294	16.4%	2570	14.4%	2558	13.9%	2733	14.2%	12692	15.3%
OTHER FELONY												
A-II FELONY	5	.0%	19	.1%	23	.1%	22	.1%	26	.1%	95	.1%
CLASS B FELONY	116	.9%	144	1.0%	164	.9%	287	1.6%	271	1.4%	982	1.2%
CLASS C FELONY	210	1.6%	319	2.3%	522	2.9%	684	3.7%	836	4.3%	2571	3.1%
CLASS D FELONY	1629	12.0%	1980	14.1%	2849	16.0%	3242	17.6%	3627	18.8%	13327	16.1%
CLASS E FELONY	1670	12.3%	2081	14.9%	2610	14.6%	2676	14.5%	2848	14.8%	11885	14.3%
TOTAL	3630	26.8%	4543	32.4%	6168	34.6%	6911	37.6%	7608	39.5%	28860	34.8%
GRAND TOTAL	13547	100.0%	14003	100.0%	17829	100.0%	18396	100.0%	19251	100.0%	83026	100.0%

FIGURE 4-A

MINIMUM SENTENCE
1992 FIRST RELEASES TO PAROLE



Section 4

TIME SERVED BY MINIMUM AND MAXIMUM SENTENCE LENGTH

A substantial number of persons committed to state prison serve a period of time in custody that closely approximates the length of the minimum sentence. A cross-tabulation of minimum sentence by total time served is presented in Table 4.1. There are, however, cases in each minimum sentence category who serve a period of time in custody that is lower than the minimum sentence. Participation in the Shock Incarceration Program explains the large majority of cases where the individual serves a period less than the minimum sentence. The Shock Incarceration Program is a six month program of intensive physical training, counseling and drug treatment. Persons who successfully complete the program are (with few exceptions) approved by the Board of Parole for release to parole supervision. An inmate with a minimum sentence of 12 months and who successfully completes the Shock Incarceration Program might, for example, serve a total of eight months in custody (e.g., one month of jail time, one month in reception/classification, and six months in Shock Incarceration). One of the important incentives for successful completion of the Shock program is the possibility of early release. Other reasons that explain why an individual did not serve the full minimum term include: additional court proceedings that result in a charge reduction (and possibly a subsequent sentence reduction), dismissal of charges at a new trial, transfer to a federal institution to serve a concurrent term, and commutation of sentence resulting from executive clemency.

Minimum Sentence Table 4.2 crosstabulates state time served by minimum sentence. Some portion of the cases in Table 4.2 appear to serve a period of time in state prison that is less than the length of the minimum sentence. This occurs in part for the reasons described in the paragraph above and because persons have accumulated jail time prior to commitment to state prison. Jail time is credited toward service of the minimum sentence, so, some persons may serve a period in a state correctional facility (e.g. 10 months) that is shorter than the length of the minimum sentence (e.g. 12 months) due to accumulated jail time (e.g. 2 months) prior to admission to state prison.

Maximum Sentence A crosstabulation of maximum sentence by total time served in state prison is presented in Table 4.3. It can be seen in Table 4.3 that a few cases appear to serve a period of time longer than the maximum term. These are individuals who may have received an additional sentence after admission to state prison (i.e. they received an additional sentence due to court proceedings on separate charges following confinement or for an offense that may have been committed while confined).

A crosstabulation aggregate maximum sentence by state time only is presented in Table 4.4.

TABLE 4.1
TOTAL(STATE+JAIL) TIME SERVED BY LENGTH OF MINIMUM SENTENCE; 1992 FIRST RELEASES TO PAROLE SUPSERVISION

MINIMUM SENTENCE	TOTAL(STATE+JAIL) TIME SERVED												TOTAL
	06-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
12-17 MONTHS	538 13%	2754 65%	384 9%	444 10%	106 3%	7 0%	1 0%	1 0%	0 0%	1 0%	0 0%	0 0%	4236 100%
18-23 MONTHS	314 8%	132 3%	2748 66%	632 15%	132 3%	155 4%	22 1%	17 0%	4 0%	2 0%	0 0%	0 0%	4158 100%
24-35 MONTHS	402 6%	221 4%	73 1%	3109 50%	1686 27%	350 6%	137 2%	215 3%	30 0%	6 0%	0 0%	0 0%	6229 100%
36-47 MONTHS	171 7%	154 6%	33 1%	8 0%	9 0%	1268 53%	379 16%	266 11%	39 2%	57 2%	1 0%	0 0%	2385 100%
48-71 MONTHS	2 0%	0 0%	5 0%	4 0%	4 0%	0 0%	2 0%	664 50%	453 34%	192 14%	11 1%	0 0%	1337 100%
72-119 MONTHS	1 0%	1 0%	1 0%	1 0%	1 0%	0 0%	1 0%	2 0%	1 0%	664 89%	72 10%	4 1%	749 100%
120-179 MONTHS	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	2 2%	75 89%	7 8%	84 100%
180-239 MONTHS	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	4 7%	54 93%	58 100%
240 + MONTHS	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	1 6%	15 94%	16 100%
TOTAL	1428 7%	3262 17%	3244 17%	4198 22%	1938 10%	1780 9%	542 3%	1165 6%	527 3%	924 5%	164 1%	80 0%	19252 100%

TABLE 4.2
STATE TIME SERVED IN MONTHS BY LENGTH OF MINIMUM SENTENCE, 1992 FIRST RELEASES TO PAROLE SUPERVISION

MINIMUM SENTENCE IN MONTHS	STATE TIME SERVED IN MONTHS												TOTAL
	0-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
12-17 MONTHS	3170 75%	598 14%	352 8%	77 2%	35 1%	1 0%	1 0%	1 0%	0 0%	1 0%	0 0%	0 0%	4236 100%
18-23 MONTHS	1350 32%	1915 46%	487 12%	236 6%	116 3%	31 1%	10 0%	8 0%	3 0%	2 0%	0 0%	0 0%	4158 100%
24-35 MONTHS	1020 16%	1019 16%	2171 35%	1187 19%	421 7%	197 3%	139 2%	61 1%	9 0%	5 0%	0 0%	0 0%	6229 100%
36-47 MONTHS	363 15%	40 2%	116 5%	444 19%	848 36%	269 11%	135 6%	107 4%	44 2%	19 1%	0 0%	0 0%	2385 100%
48-71 MONTHS	9 1%	4 0%	7 1%	12 1%	53 4%	183 14%	342 26%	459 34%	159 12%	108 8%	1 0%	0 0%	1337 100%
72-119 MONTHS	4 1%	0 0%	3 0%	0 0%	0 0%	3 0%	3 0%	46 6%	248 33%	405 54%	34 5%	3 0%	749 100%
120-179 MONTHS	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	1 1%	0 0%	28 33%	52 62%	3 4%	84 100%
180-239 MONTHS	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	44 76%	14 24%	58 100%
240 + MONTHS	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	0 0%	1 6%	15 94%	16 100%
TOTAL	5916 31%	3576 19%	3136 16%	1956 10%	1473 8%	684 4%	630 3%	683 4%	463 2%	568 3%	132 1%	35 0%	19252 100%

TABLE 4.3
TOTAL(STATE+JAIL) TIME SERVED BY LENGTH OF MAXIMUM SENTENCE; 1992 FIRST RELEASES TO PAROLE SUPSERVISION

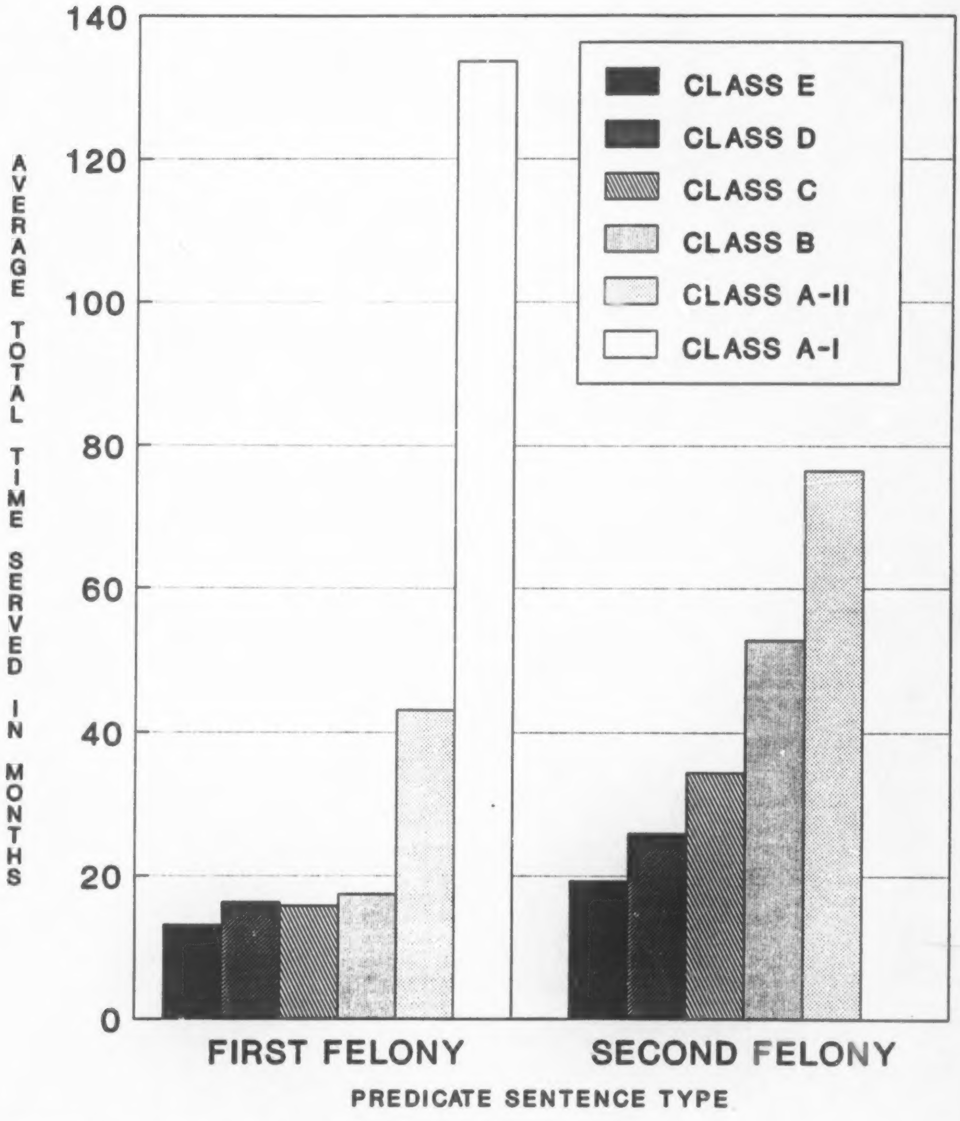
MAXIMUM SENTENCE	TOTAL(STATE+JAIL) TIME SERVED												TOTAL
	06-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
36 MONTHS	645 10%	2412 38%	2125 34%	914 15%	100 2%	44 1%	13 0%	9 0%	4 0%	3 0%	0 0%	0 0%	6269 100%
37-53 MONTHS	297 7%	524 13%	132 3%	2265 57%	632 16%	86 2%	46 1%	15 0%	3 0%	2 0%	0 0%	0 0%	4002 100%
54-71 MONTHS	172 6%	96 4%	929 35%	127 5%	950 35%	302 11%	57 2%	40 1%	4 0%	3 0%	0 0%	0 0%	2680 100%
72-95 MONTHS	193 6%	163 5%	34 1%	876 28%	233 7%	836 27%	340 11%	380 12%	42 1%	9 0%	1 0%	0 0%	3115 100%
96-107 MONTHS	2 1%	1 0%	2 1%	0 0%	12 3%	2 1%	7 2%	254 66%	83 22%	22 6%	0 0%	0 0%	385 100%
108-143 MONTHS	53 5%	21 2%	4 0%	5 1%	6 1%	306 31%	63 6%	213 22%	172 17%	140 14%	0 0%	0 0%	983 100%
144-179 MONTHS	1 0%	1 0%	1 0%	1 0%	0 0%	0 0%	1 0%	136 30%	37 8%	274 60%	3 1%	0 0%	455 100%
180 AND OVER	1 0%	0 0%	0 0%	2 0%	1 0%	0 0%	0 0%	3 1%	90 16%	322 56%	149 26%	12 2%	580 100%
LIFE MAX	64 8%	44 6%	17 2%	8 1%	4 1%	204 26%	15 2%	107 14%	92 12%	149 19%	11 1%	68 9%	783 100%
TOTAL	1428 7%	3262 17%	3244 17%	4198 22%	1938 10%	1780 9%	542 3%	1165 6%	527 3%	924 5%	164 1%	80 0%	19252 100%

TABLE 4.4
STATE TIME SERVED IN MONTHS BY LENGTH OF MAXIMUM SENTENCE, 1992 FIRST RELEASES TO PAROLE SUPERVISION

MAXIMUM SENTENCE IN MONTHS	STATE TIME SERVED IN MONTHS												TOTAL
	0-11 MONTHS	12-17 MONTHS	18-23 MONTHS	24-29 MONTHS	30-35 MONTHS	36-41 MONTHS	42-47 MONTHS	48-59 MONTHS	60-71 MONTHS	72-119 MONTHS	120-179 MONTHS	180 + MONTHS	
36 MONTHS ROW PCT	3646 58%	1694 27%	665 11%	168 3%	56 1%	22 0%	5 0%	7 0%	3 0%	3 0%	0 0%	0 0%	6269 100%
37-53 MONTHS ROW PCT	939 23%	905 23%	1432 36%	436 11%	215 5%	45 1%	21 1%	6 0%	1 0%	2 0%	0 0%	0 0%	4002 100%
54-71 MONTHS ROW PCT	634 24%	667 25%	359 13%	683 25%	198 7%	95 4%	25 1%	14 1%	3 0%	2 0%	0 0%	0 0%	2680 100%
72-95 MONTHS ROW PCT	478 15%	290 9%	619 20%	476 15%	639 21%	267 9%	214 7%	113 4%	13 0%	6 0%	0 0%	0 0%	3115 100%
96-107 MONTHS ROW PCT	4 1%	2 1%	6 2%	8 2%	30 8%	93 24%	112 29%	79 21%	44 11%	7 2%	0 0%	0 0%	385 100%
108-143 MONTHS ROW PCT	82 8%	11 1%	27 3%	106 11%	196 20%	70 7%	108 11%	230 23%	100 10%	55 6%	0 0%	0 0%	983 100%
144-179 MONTHS ROW PCT	6 1%	0 0%	2 0%	3 1%	12 3%	43 9%	69 15%	55 12%	145 32%	118 26%	2 0%	0 0%	455 100%
180 AND OVER ROW PCT	1 0%	0 0%	3 1%	0 0%	0 0%	2 0%	17 3%	84 14%	66 11%	319 55%	82 14%	6 1%	580 100%
LIFE MAX ROW PCT	126 16%	7 1%	23 3%	76 10%	129 16%	47 6%	59 8%	95 12%	88 11%	56 7%	48 6%	29 4%	783 100%
TOTAL ROW PCT	5916 31%	3576 19%	3136 16%	1956 10%	1473 8%	684 4%	630 3%	683 4%	463 2%	568 3%	132 1%	35 0%	19252 100%

FIGURE 5-A

DRUGS: PREDICATE SENTENCE & FELONY CLASS
1992 FIRST RELEASES TO PAROLE



SECOND FELONY INCLUDES PERSISTENT FELONS

Section 5

TIME SERVED FOR DRUG OFFENDERS

There has been a substantial increase in recent years in the number of persons committed to the Department for a drug offense. In 1984 the Department received 1,875 drug commitments, in 1988 there were 6,432, and in 1992 the Department received 11,225 commitments for a drug offense. Given the attention directed toward the arrest, conviction and incarceration of drug offenders, a brief section which specifically examines time served of persons committed for drug offenses has been included.

Average and median state time served and average and median total time served for drug offenders released to parole supervision in 1992 is presented in Table 5.1. In this table drug offenders are categorized by felony class category of conviction offense and by first or second felony offender status. Overall, the average total time served for all drug offenders released in 1992 was 25.3 months. For drug offenders sentenced as a first felony offender the average total time served was 22.3 months. For drug offenders sentenced as a second felony offender the average total time served was 27.5 months.

Average total time served for a Class A-I drug felony offender was approximately 134 months. First felony offenders convicted of a Class A-II drug felony served, on average, 43 months in custody. Among inmates sentenced as a first felony offender in the lower felony classes, there was a modest difference in the average total time served, ranging from 17 months for Class B felons to 13 months for Class E drug felons (see Table 5.1).

People sentenced as a second felony offender tend to serve a longer period in confinement than do first felony offenders (where the felony class category of conviction offense is the same). For instance, persons convicted of a Class B drug felony offense and sentenced as a second felony offender served, on average, 53 months (see Table 5.1). This compares with persons convicted of a Class B drug felony offense and sentenced as a first felony offender who served an average of 17 months in custody.

Table 5.2 presents time served data according to specific drug offense within categories of persons sentenced as first or second felony offenders. (CSCS refers to Criminal Sale of Controlled Substance, CPCS to Criminal Possession of Controlled Substance, see Appendix E for New York State Penal Law Section number of these offenses).

TABLE 5.1
AVERAGE TIME SERVED BY FELONY CLASS AND 1ST OR 2ND FELONY STATUS; PERSONS COMMITTED TO DOCS FOR DRUG SALE OR DRUG POSSESSION OFFENSES 1992 FIRST RELEASES FIRST RELEASES TO PAROLE SUPERVISION

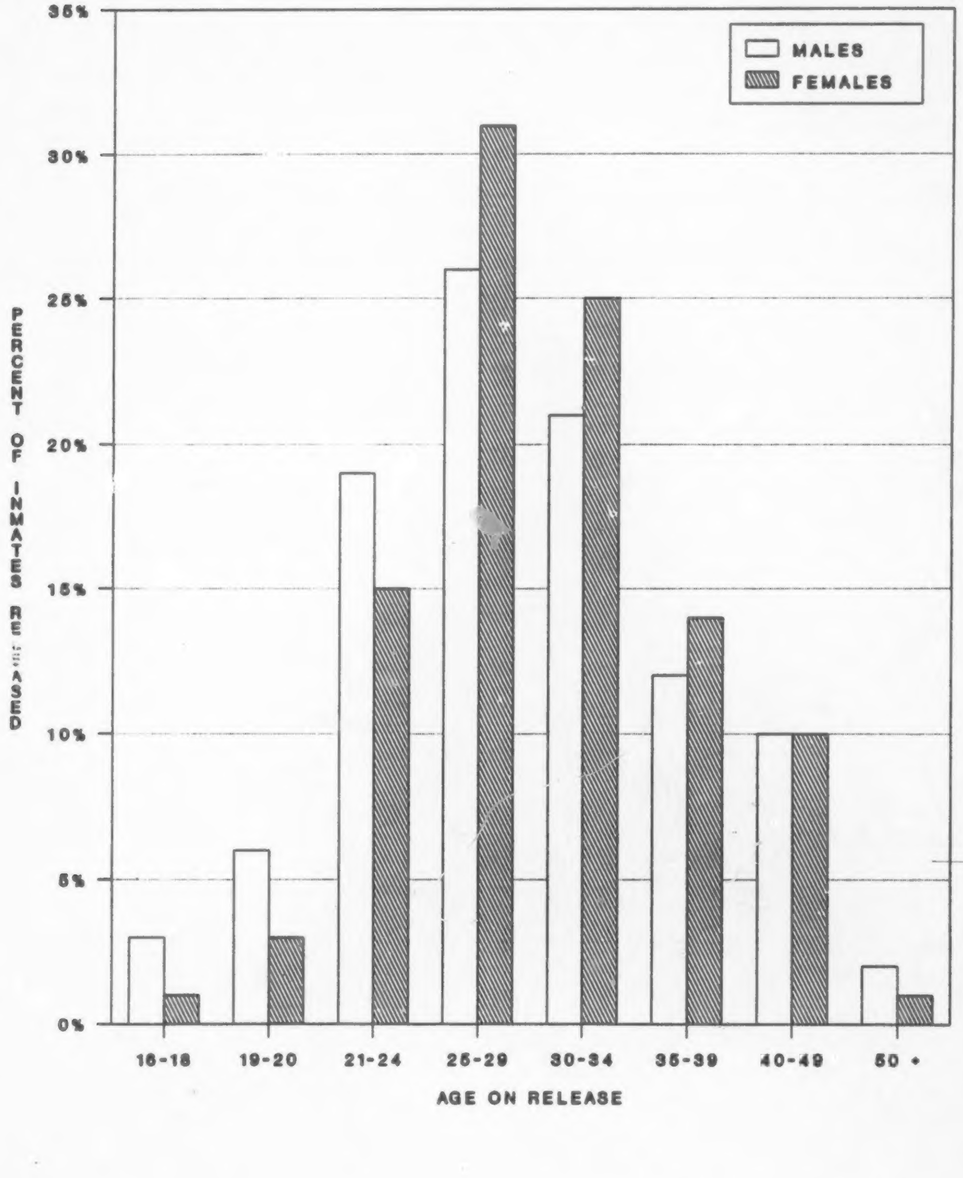
FELONY CLASS OF COMMITMENT OFFENSE	NUMBER	STATE TIME SERVED IN MONTHS		TOTAL(STATE+JAIL) TIME SERVED IN MOS	
		AVERAGE	MEDIAN	AVERAGE	MEDIAN
FIRST FELONY					
A-I FELONY	38	125.3	165.8	133.7	180.0
A-II FELONY	623	36.4	34.4	43.1	37.0
CLASS B FELONY	1687	12.8	9.5	17.4	12.4
CLASS C FELONY	1027	11.7	9.2	15.8	12.2
CLASS D FELONY	278	11.6	9.5	16.3	14.2
CLASS E FELONY	45	9.3	8.1	13.1	12.0
TOTAL	3698	17.5	10.2	22.3	13.9
SECOND FELONY					
A-II FELONY	26	69.1	65.5	76.6	72.0
CLASS B FELONY	267	45.9	47.8	52.8	54.0
CLASS C FELONY	808	28.0	30.8	34.4	36.0
CLASS D FELONY	2772	20.2	21.0	25.9	24.2
CLASS E FELONY	1096	15.6	15.7	19.3	18.0
TOTAL	4969	22.1	20.8	27.5	24.1
GRAND TOTAL	8667	20.1	16.7	25.3	23.9

TABLE 5.2
AVERAGE AND MEDIAN TIME SERVED BY OFFENSE TYPE AND BY FIRST OR SECOND FELONY OFFENDER STATUS; PERSONS COMMITTED FOR SALE OR POSSESSION OF DRUGS 1992 FIRST RELEASES TO PAROLE SUPERVISION

COMMITMENT OFFENSE	NUMBER	STATE TIME SERVED IN MONTHS		TOTAL(STATE+JAIL) TIME SERVED IN MOS	
		AVERAGE	MEDIAN	AVERAGE	MEDIAN
FIRST FELONY					
CRIME					
CSCS 1ST	20	145.4	166.7	155.3	180.0
CPCS 1ST	18	103.0	90.5	109.7	91.2
CSCS 2ND	328	39.0	35.7	45.7	47.9
CPCS 2ND	295	33.6	32.8	40.2	36.1
CSCS 3RD	1965	12.2	9.4	16.5	12.2
CPCS 3RD	575	12.7	9.3	17.5	12.6
CSCS 4TH	63	13.5	9.0	18.7	14.5
CPCS 4TH	131	12.2	9.2	16.3	14.3
CSCS 5TH	113	11.1	9.2	15.7	13.3
CPCS 5TH	175	11.6	9.3	16.1	13.4
CRIM POS MARI 1	3	12.3	11.4	14.8	12.0
CRIM SALE MARI 2	1	6.5	6.5	7.6	7.6
CRIM POS MARI 2	7	10.2	8.5	15.5	12.0
CRIM SALE MARI 3	2	8.6	8.6	10.8	10.8
CRIM POS MARI 3	2	7.2	7.2	9.6	9.6
TOTAL	3698	17.5	10.2	22.3	13.9
SECOND FELONY					
CRIME					
DRUG PARAPHER 1ST	1	23.5	23.5	24.0	24.0
CSCS 2ND	19	69.7	65.0	78.0	72.0
CPCS 2ND	7	67.3	68.1	73.0	72.0
CSCS 3RD	761	32.6	32.6	39.1	36.3
CPCS 3RD	116	35.9	33.3	42.7	36.7
CSCS 4TH	141	29.0	30.3	35.1	35.9
CPCS 4TH	179	25.0	24.9	31.2	30.1
CSCS 5TH	2747	19.2	19.2	24.3	24.0
CPCS 5TH	979	17.6	16.8	22.8	23.9
CRIM SALE MARI 1	1	17.0	17.0	23.9	23.9
CRIM POS MARI 1	2	32.0	32.0	36.1	36.1
CRIM SALE MARI 2	4	18.0	18.5	22.4	21.0
CRIM POS MARI 2	4	25.4	21.4	28.4	24.0
CRIM SALE MARI 3	4	9.7	8.1	15.6	17.9
CRIM POS MARI 3	4	13.3	14.7	16.3	18.0
TOTAL	4969	22.1	20.8	27.5	24.1
GRAND TOTAL	8667	20.1	16.7	25.3	23.9

FIGURE 6-A

AGE ON RELEASE AND GENDER 1992 FIRST RELEASES TO PAROLE



Section 6

DEMOGRAPHIC CHARACTERISTICS OF RELEASES

Among 1992 releases 91% (N=17,607) were men and 9% (N=1,646) were women (see Table 6.2). Fifteen percent were white, 49% black and 35% Hispanic.

Among men released to parole supervision in 1992 16% were white, 49% black and 34% Hispanic. Among women 11% were white, 52% black and 37% Hispanic (see Table 6.1).

Average age at release to parole supervision was 30.2 years (see Table 6.2). The average age at release among blacks is slightly lower (29.4 years) than that for Hispanics (30.9 years) or whites (31.3 years) (see Table 6.3).

Approximately 70% of 1992 releases were committed from New York City, another 12% were committed from countries close to New York City (Nassau, Suffoik, Rockland and Westchester). People committed from upstate counties that had a major population center of 50,000 or more people made up 10% of releases and those committed from the remaining upstate countries made up 8% of releases. A higher proportion of the women released in 1992 had been committed from New York City (75%) than was the case for male offenders (70%).

FIGURE 6-B

COUNTY OF COMMITMENT AND GENDER
1992 FIRST RELEASES TO PAROLE

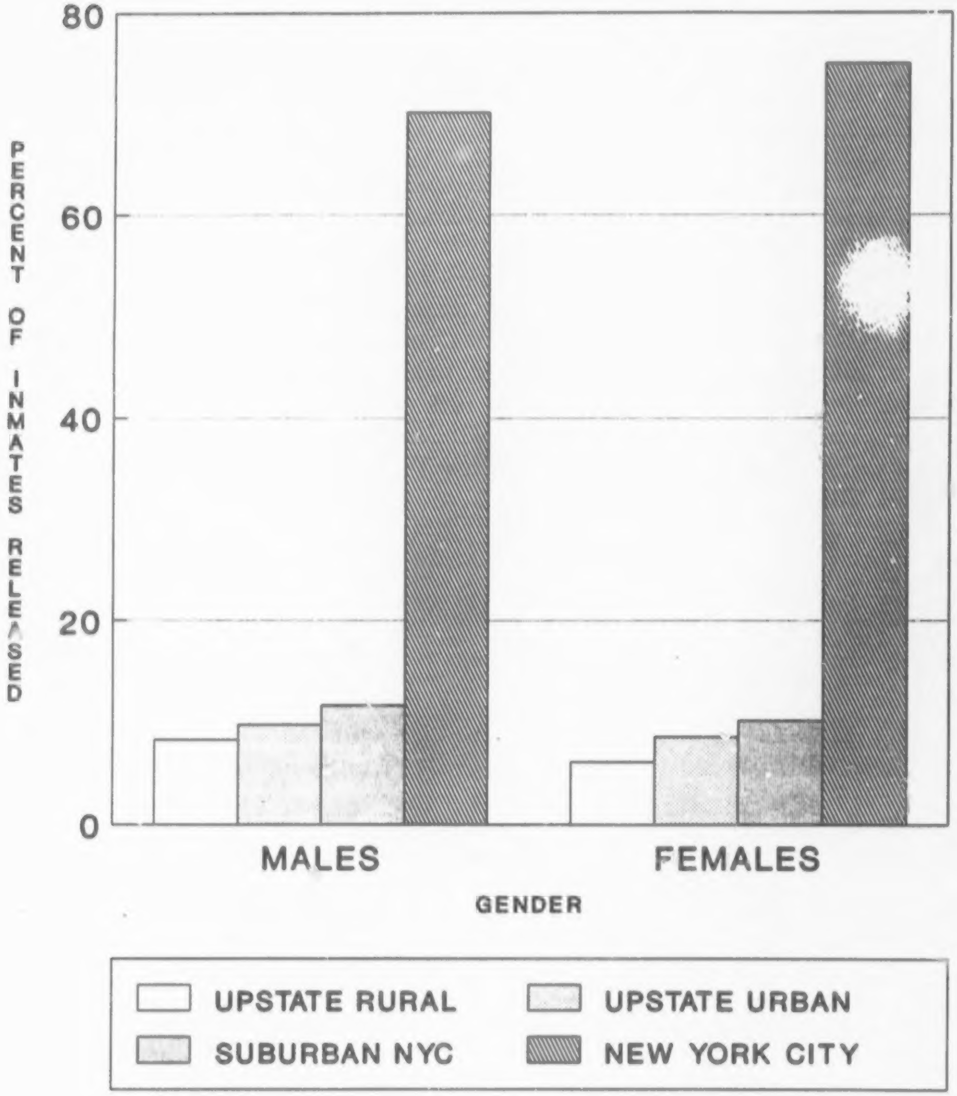


TABLE 6.1
ETHNICITY BY SEX
1992 FIRST RELEASES TO PAROLE SUPSERVISION

ETHNIC STATUS	MALE	FEMALE	TOTAL
WHITE	2727 16%	173 11%	2900 15%
BLACK	8633 49%	862 52%	9495 49%
HISPANIC	6030 34%	603 37%	6633 35%
OTHER	164 1%	4 0%	168 1%
TOTAL	17554 100%	1642 100%	19196 100%

TABLE 6.2
AGE AT RELEASE BY SEX
1992 FIRST RELEASES TO PAROLE SUPSERVISION

AGE AT RELEASE	MALE	FEMALE	TOTAL
16-18 YEARS	446 3%	11 1%	457 2%
19-20 YEARS	1132 6%	42 3%	1174 6%
21-24 YEARS	3289 19%	242 15%	3531 18%
25-29 YEARS	4601 26%	503 31%	5104 27%
30-34 YEARS	3698 21%	406 25%	4104 21%
35-39 YEARS	2177 12%	238 14%	2415 13%
40-44 YEARS	1203 7%	123 7%	1326 7%
45-49 YEARS	569 3%	54 3%	623 3%
50-54 YEARS	253 1%	17 1%	270 1%
55-59 YEARS	122 1%	8 0%	130 1%
60-64 YEARS	71 0%	2 0%	73 0%
65+ YEARS	46 0%	0 0%	46 0%
TOTAL	17607 100%	1646 100%	19253 100%
AVERAGE	100% 30.1	100% 31.0	100% 30.2

TABLE 6.3
AGE AT RELEASE BY ETHNIC STATUS
1992 FIRST RELEASES TO PAROLE SUPSERVISION

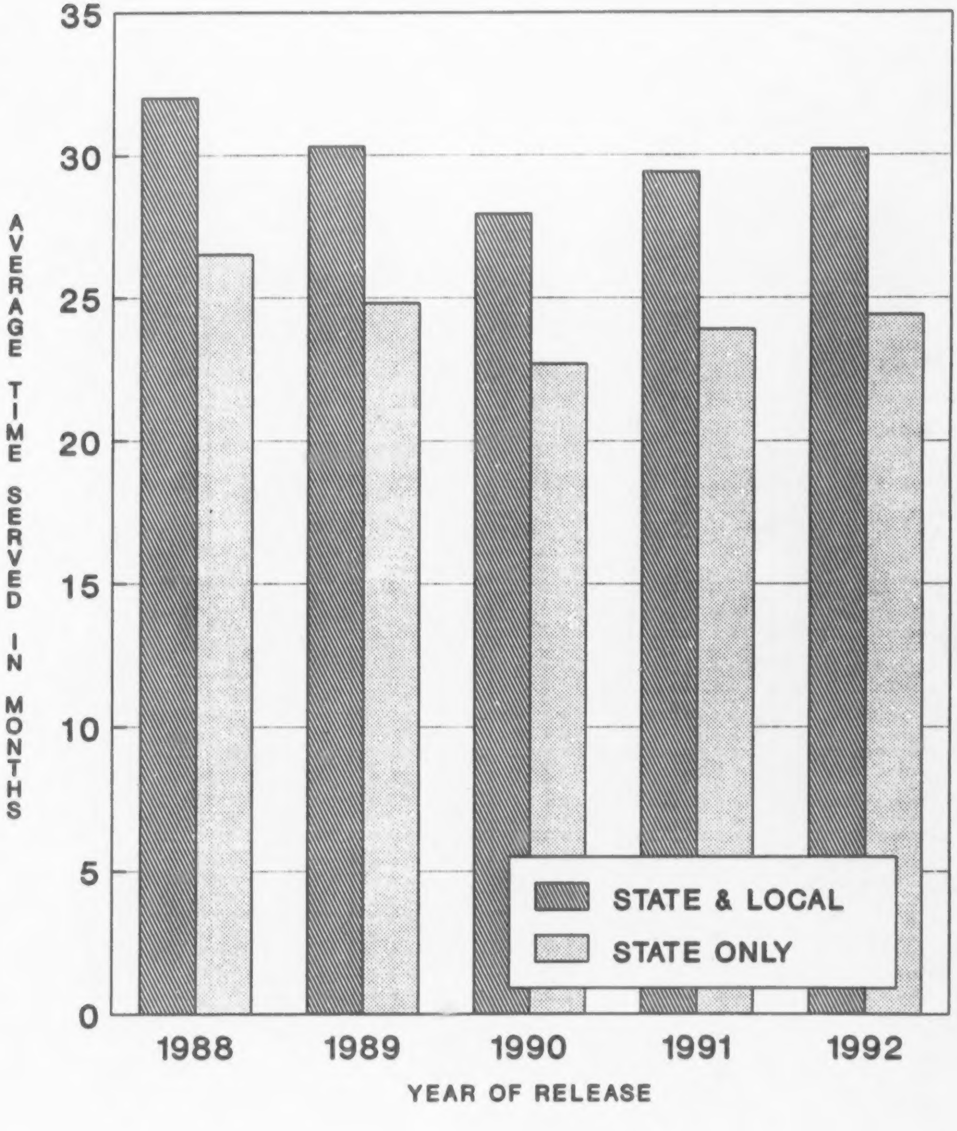
AGE AT RELEASE	WHITE	BLACK	HISPANIC	OTHER	TOTAL
16-18 YEARS	44 2%	278 3%	120 2%	15 9%	457 2%
19-20 YEARS	156 5%	654 7%	340 5%	21 13%	1171 6%
21-24 YEARS	545 19%	1846 19%	1091 16%	43 26%	3525 18%
25-29 YEARS	696 24%	2634 28%	1725 26%	35 21%	5090 27%
30-34 YEARS	596 21%	1972 21%	1490 22%	25 15%	4083 21%
35-39 YEARS	382 13%	1097 12%	914 14%	19 11%	2412 13%
40-44 YEARS	234 8%	577 6%	506 8%	4 2%	1321 7%
45-49 YEARS	120 4%	252 3%	246 4%	3 2%	621 3%
50-54 YEARS	51 2%	98 1%	119 2%	2 1%	270 1%
55-59 YEARS	33 1%	46 0%	47 1%	1 1%	127 1%
60-64 YEARS	29 1%	25 0%	21 0%	0 0%	75 0%
65+ YEARS	14 0%	18 0%	14 0%	0 0%	46 0%
TOTAL	2900 100%	9495 100%	6633 100%	168 100%	19196 100%
AVERAGE	100% 31.3	100% 29.4	100% 30.9	100% 27.1	100% 30.2

TABLE 6.4 COUNTY OF COMMITMENT BY SEX
1992 FIRST RELEASES TO PAROLE SUPERVISION

COUNTY OF COMMITMENT	MALE		FEMALE		TOTAL	
	NUMBER	PERCENT	NUMBER	PERCENT	NUMBER	PERCENT
NEW YORK CITY						
KINGS	2896	16.5%	245	14.9%	3141	16.3%
NEW YORK	4392	25.0%	454	27.6%	4846	25.2%
QUEENS	2291	13.0%	216	13.1%	2507	13.0%
RICHMOND	209	1.2%	34	2.1%	243	1.3%
BRONX	2561	14.6%	284	17.3%	2845	14.8%
TOTAL	12349	70.2%	1233	75.0%	13582	70.6%
SUBURBAN NEWYORK						
NASSAU	783	4.4%	45	2.7%	828	4.3%
ROCKLAND	107	.6%	11	.7%	118	.6%
SUFFOLK	680	3.9%	68	4.1%	748	3.9%
WESTCHESTER	491	2.8%	44	2.7%	535	2.8%
TOTAL	2061	11.7%	168	10.2%	2229	11.6%
UPSTATE URBAN						
ALBANY	288	1.6%	25	1.5%	313	1.6%
BROOME	132	.8%	13	.8%	145	.8%
ERIE	337	1.9%	19	1.2%	356	1.9%
MONROE	431	2.4%	42	2.6%	473	2.5%
ONEIDA	150	.9%	22	1.3%	172	.9%
ONONDAGA	213	1.2%	14	.9%	227	1.2%
RENSSELAER	53	.3%	2	.1%	55	.3%
SCHENECTADY	116	.7%	5	.3%	121	.6%
TOTAL	1720	9.8%	142	8.6%	1862	9.7%
UPSTATE RURAL						
ALLEGANY	15	.1%	1	.1%	16	.1%
CATTARAUGUS	19	.1%	0	.0%	19	.1%
CAYUGA	23	.1%	1	.1%	24	.1%
CHAUTAUQUA	18	.1%	2	.1%	20	.1%
CHEMUNG	68	.4%	4	.2%	72	.4%
CHENANGO	9	.1%	0	.0%	9	.0%
CLINTON	25	.1%	2	.1%	27	.1%
COLUMBIA	41	.2%	2	.1%	43	.2%
CORTLAND	11	.1%	0	.0%	11	.1%
DELEWARE	9	.1%	1	.1%	10	.1%
DUTCHESS	99	.6%	9	.5%	108	.6%
ESSEX	5	.0%	0	.0%	5	.0%
FRANKLIN	13	.1%	1	.1%	14	.1%
FULTON	30	.2%	2	.1%	32	.2%
GENESEE	28	.2%	0	.0%	28	.1%
GREENE	13	.1%	1	.1%	14	.1%
HAMILTON	2	.0%	0	.0%	2	.0%
HERKIMER	15	.1%	0	.0%	15	.1%
JEFFERSON	42	.2%	1	.1%	43	.2%
LEWIS	3	.0%	0	.0%	3	.0%
LIVINGSTON	29	.2%	4	.2%	33	.2%
MADISON	20	.1%	0	.0%	20	.1%
MONTGOMERY	49	.3%	2	.1%	51	.3%
NIAGRA	81	.5%	8	.5%	89	.5%
ONTARIO	88	.5%	7	.4%	95	.5%
ORANGE	198	1.1%	14	.9%	212	1.1%
ORLEANS	30	.2%	1	.1%	31	.2%
OSWEGO	25	.1%	0	.0%	25	.1%
OTSEGO	23	.1%	1	.1%	24	.1%
PUTNAM	24	.1%	2	.1%	26	.1%
ST. LAWRENCE	15	.1%	0	.0%	15	.1%
SARATOGA	31	.2%	2	.1%	33	.2%
SCOHARIE	12	.1%	0	.0%	12	.1%
SCHUYLER	5	.0%	0	.0%	5	.0%
SENECA	8	.0%	0	.0%	8	.0%
STEUBEN	39	.2%	4	.2%	43	.2%
SULLIVAN	89	.5%	10	.6%	99	.5%
TIOGA	16	.1%	2	.1%	18	.1%
TOMPKINS	22	.1%	1	.1%	23	.1%
ULSTER	85	.5%	8	.5%	93	.5%
WARREN	16	.1%	3	.2%	19	.1%
WASHINGTON	11	.1%	0	.0%	11	.1%
WAYNE	52	.3%	4	.2%	56	.3%
WYOMING	4	.0%	0	.0%	4	.0%
YATES	9	.1%	0	.0%	9	.0%
TOTAL	1469	8.3%	100	6.1%	1569	8.2%
GRAND TOTAL	17599	100.0%	1643	100.0%	19242	100.0%

FIGURE 7-A

TIME SERVED: STATE ONLY AND TOTAL TIME 1988 - 1992 FIRST RELEASES TO PAROLE



Section 7

Time Served by Release Year

For first releases to parole supervision the average length of stay in custody (state prison time plus local jail time) declined from 32.0 months in 1988 to 27.9 months in 1990 but rose in 1992 to 30.2 months (see Table 7.1). The paragraphs below briefly summarize those factors that explain the decline in average time served from 1988 to 1990 and identify why average time served increased among 1991 and 1992 releases.

Factors Contributing to Decline in Time Served For Overall Release Cohort 1988 - 1990

In general, the decline in average length of stay between 1988 and 1990 occurs for two reasons.[15] First, when compared with 1988 releases, the 1990 release cohort has a higher proportion of non-violent felony offenders (68% in 1990, 53% in 1988, see Table 3.8). Non-violent offenders receive shorter minimum sentences than do violent felony offenders. This higher proportion of non-violent offenders in the release cohorts helps to drive down the average time served for the total first release group. The higher concentration of non-violent offenders in the release cohorts in 1990, 1991 and 1992 reflect the higher proportion of new commitments made up by drug offenders in recent years which is, at least in part, a reflection of the greater concentration of criminal justice resources on the apprehension and prosecution of drug offenders.

Second, when the release cohort is broken into subgroups by felony class category and violent or non-violent felony crime, the average total time served in custody for non-violent offenders declined from 1988 to 1990 (see Table 3.7). These declines are in part due to new programs initiated by the Department including the Shock Incarceration Program and the Earned Eligibility Program.

The Shock Incarceration Program permits early release to parole supervision for inmates who successfully complete a six month program of intensive physical training, counseling, education and drug treatment.[16] Successful completion of the Shock Incarceration Program offers the possibility of a substantial reduction in the minimum period that must be served in custody. For example, the average minimum sentence of male inmates in the Shock Incarceration Program in September of 1992 was 22 months.[17] However the average total period in custody for Shock graduates released between September 1987 and September 1991

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[15] See Section 3 pages for more detailed discussion.

[16] See "Fourth Annual Report to the Legislature: Shock Incarceration in New York State", New York State Department of Correctional Services and New York State Division of Parole, January 1992.

[17] Ibid., Table 11

TABLE 7.1 TOTAL TIME SERVED (STATE TIME + JAIL TIME) BY RELEASE YEAR
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

TIME SERVED IN CUSTODY	RELEASE YEAR				
	1988	1989	1990	1991	1992
06-11 MONTHS	350 2.6%	600 4.3%	1286 7.2%	1070 5.8%	1428 7.4%
12-17 MONTHS	2296 16.9%	2527 18.0%	3720 20.9%	3701 20.1%	3262 16.9%
18-23 MONTHS	2544 18.8%	2658 19.0%	3260 18.3%	3219 17.5%	3245 16.9%
24-29 MONTHS	3016 22.3%	3083 22.0%	3815 21.4%	4082 22.2%	4198 21.8%
30-35 MONTHS	1179 8.7%	1227 8.8%	1486 8.3%	1681 9.1%	1938 10.1%
36-41 MONTHS	1311 9.7%	1376 9.8%	1538 8.6%	1560 8.5%	1780 9.2%
42-47 MONTHS	434 3.2%	394 2.8%	425 2.4%	454 2.5%	542 2.8%
48-59 MONTHS	961 7.1%	879 6.3%	1001 5.6%	1062 5.8%	1165 6.1%
60-71 MONTHS	560 4.1%	467 3.3%	439 2.5%	540 2.9%	527 2.7%
72-119 MONTHS	724 5.3%	630 4.5%	726 4.1%	825 4.5%	924 4.8%
120-179 MONTHS	104 .8%	102 .7%	102 .6%	151 .8%	164 .9%
180 + MONTHS	69 .5%	62 .4%	40 .2%	58 .3%	80 .4%
TOTAL	13548 100.0%	14005 100.0%	17838 100.0%	18403 100.0%	19253 100.0%
AVERAGE	32.0	30.3	27.9	29.4	30.2
MEDIAN	24.0	23.9	23.9	23.9	24.0

was approximately 11 months (approximately 7 months of state time plus approximately 4 months of jail time) a considerable reduction in the minimum period of imprisonment for those who successfully complete the program.[18]

The Earned Eligibility Program has also contributed to a decline in length of time served. This program may be described as follows:

> ... the objective of the Earned Eligibility Program is to increase the rate of release for those inmates who have served their required minimum sentence and who have demonstrated an overall pattern of progress in appropriate programs. In evaluating program progress, attention is focused on the inmate's participation in programs which directly address his crime of commitment and other areas of identified needs or deficiencies (e.g. substance abuse programs, educational programs, specialized counseling). In addition to determining program appropriateness, consideration is given to the inmate's level of attendance, participation, and progress in the program and to his institutional behavior record.[19]

In 1986, the year before the Earned Eligibility Program began, the rate of release to parole supervision for inmates making their initial appearance before the Board of parole was 48%. During 1987 the release rate at initial appearance was 57% and during 1992 the release rate was approximately 67%. The Earned Eligibility program contributed to this increase in release rates. Over the July 1987 - September 1992 period, of those inmates who were eligible to be evaluated for a Certificate of Earned Eligibility, 70% were issued a certificate, 19% were denied and 11% were placed in non-certifiable status.[20] Further, 82% of those who obtained a certificate were paroled, compared with only 37% paroled for those who were denied a certificate.[21]

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[18] Ibid., p. 47

[19] Earned Eligibility Program Statistical Report 1991 Calendar Year, p. 2, New York State Department of Correctional Services, 1992.

[20] Ibid., p. 5

[21] Ibid., p. 5

TABLE 7.2 STATE TIME SERVED BY RELEASE YEAR
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

TIME SERVED IN STATE PRISON	RELEASE YEAR				
	1988	1989	1990	1991	1992
0-11 MONTHS	3110 23.0%	3758 26.8%	5729 32.1%	5579 30.3%	5916 30.7%
12-17 MONTHS	2840 21.0%	2892 20.6%	3723 20.9%	3575 19.4%	3576 18.6%
18-23 MONTHS	2493 18.4%	2462 17.6%	2966 16.6%	3318 18.0%	3137 16.3%
24-29 MONTHS	1355 10.0%	1385 9.9%	1518 8.5%	1766 9.6%	1956 10.2%
30-35 MONTHS	1019 7.5%	1088 7.8%	1272 7.1%	1234 6.7%	1473 7.7%
36-41 MONTHS	612 4.5%	590 4.2%	626 3.5%	595 3.2%	684 3.6%
42-47 MONTHS	520 3.8%	434 3.1%	547 3.1%	575 3.1%	630 3.3%
48-59 MONTHS	670 4.9%	574 4.1%	563 3.2%	677 3.7%	683 3.5%
60-71 MONTHS	357 2.6%	320 2.3%	341 1.9%	397 2.2%	463 2.4%
72-119 MONTHS	440 3.2%	378 2.7%	469 2.6%	551 3.0%	568 3.0%
120-179 MONTHS	106 .8%	104 .7%	71 .4%	110 .6%	132 .7%
180 + MONTHS	28 .2%	20 .1%	14 .1%	26 .1%	35 .2%
TOTAL	13550 100.0%	14005 100.0%	17839 100.0%	18403 100.0%	19253 100.0%
AVERAGE MEDIAN	26.5 20.3	24.8 18.9	22.7 17.1	23.9 18.1	24.4 18.3

Increase in Average Time Served Among 1992 Releases

As noted earlier average total time served increases in 1992 (30.2 months) over the figure seen in 1990 (28.0 months). The proportion of releases who are non-violent offenders is essentially the same in 1992 (68%) as in 1990 (68%). However, the 1992 release cohort has a higher proportion of non-violent offenders who were sentenced as a second felony offender (39.5% see Table 3.8) than was true among 1990 releases (34.6%). There is a corresponding decline of non-violent offenders committed as a first felony offender between 1990 (33.3% of releases) and 1992 (28.4% of releases). Since average time served for a second felony offender convicted of a non-violent offense is higher than that for a first felony offender convicted of a non-violent offense (when cases in the same felony class category in each group are examined) the shift in the proportion of cases from the first felony group to the second felony group tends to push average time served up in 1992. In addition, for several of the specific felony class categories in the non-violent group (for both first and second felony offenders) there are increases in average time served between 1990 and 1992 (see Table 3.7). Both factors contribute to the increase in length of stay for the total release cohort in 1992 compared with 1990.

State Time Served

State time refers only to the period of custody in the New York State Department of Correctional Services, jail time is not included. Average state time served declines from 26.5 months among 1988 releases to 22.7 months in 1990 but rises to 24.4 months in 1992. As in other tables both the arithmetic average and the median are presented. Median state time served was 20.3 months in 1988 but stands at 18.3 months among 1992 releases.

Among first releases to parole supervision in 1988 44.0% served less than 18 months in state custody, but among 1992 releases 49.3% served less than 18 months.

APPENDIX A

Trends in Time Served by Specific Offense Over the Period 1988-1992

The Department receives requests in regard to time served of persons who commit certain types of offenses. There is also interest in changes over time in the length of time served for certain types of offenses.

Information on total time served (that is, the length of service in state prison plus any jail time accumulated prior to commitment to state prison) according to specific commitment offenses is presented in Table 2.11 (the Penal Law Section number for the crimes listed in Table 2.11 can be found in Appendix F). For each specific offense category time served is presented for persons released in each year 1988 through 1992. The "total" columns at the right hand side of the table contain the total number of persons released from DOCS over the period 1988 through 1992 in each offense category as well as the average total time served. The number of cases released in any one year for a particular offense may be quite small. By grouping all releases over a five year period a larger number of cases is obtained and a more reliable figure for average time served is possible.[1]

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[1] Not only does Table 2.11 present information on each specific offense category, it also presents time served information for persons who have been committed for "attempts" of each crime type. As noted earlier, attempts of any particular offense fall into the next lower felony class category and persons would ordinarily receive a less severe sentence. Since attempts fall into a lower felony class category we would expect that they would serve less time in prison than is the case for persons convicted of the specific offense (e.g. those convicted of Robbery 1st as opposed to Attempted Robbery 1st). The commitment offense categories in Table 2.11 still do not contain persons in legally distinct sentencing categories. That is, those convicted of each offense and who are second felony offenders are mixed with first felony offenders. Persons sentenced as a second felony offender generally receive a sentence that is more severe than that for a first felony offender. Accordingly, Appendix B presents time served data according to specific offense type for persons sentenced to prison as a first felony offender (or, more accurately, for persons who were not sentenced to state prison as a second or persistent felony offender). The data in Appendix C present the time served experience for persons sentenced to state prison as a Second or Persistent Felony Offender.

TABLE 2.11
SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
COMMITMENT CRIME												
MURDER NO DEGREE	50	206.2	31	203.4	14	233.2	21	238.5	15	279.4	131	222.2
ATT MURDER NO DEGREE	2	185.5	2	190.0	0	.	0	.	1	179.8	5	186.2
MURDER 1ST	1	256.3	2	223.3	1	204.2	1	181.3	0	.	5	217.7
ATT MURDER 1ST	1	180.0	0	.	0	.	1	180.0	4	185.3	6	183.5
MURDER 2ND	16	72.7	13	93.6	11	153.5	20	164.3	30	162.2	90	135.8
ATT MURDER 2ND	114	58.3	103	61.1	103	65.7	91	57.4	117	69.4	528	62.6
MANSLAUGHTER 1ST	334	74.3	245	75.4	234	76.7	238	81.7	221	85.7	1272	78.3
ATT MANSLAUGHTER 1ST	20	47.4	16	48.1	13	46.6	5	43.1	14	55.4	68	48.7
MANSLAUGHTER 2ND	81	41.5	63	52.3	56	42.7	57	49.8	63	47.1	320	46.4
ATT MANSLAUGHTER 2ND	3	33.3	1	47.1	1	24.0	1	31.9	1	35.9	7	34.1
CRIM NEGLI HOMICIDE	16	21.3	28	22.3	23	24.1	20	24.2	29	26.9	116	24.0
VEHICULR MANSL 2ND	19	20.6	16	30.1	12	32.6	14	24.3	9	29.1	70	26.6
VEHICULR MANSL 1ST	1	23.8	2	23.9	1	45.8	0	.	1	64.6	5	36.4
RAPE 1ST	128	74.4	93	78.6	68	78.1	91	79.1	84	81.9	464	78.0
ATT RAPE 1ST	68	48.6	50	45.7	50	48.0	53	56.9	67	58.7	288	51.9
RAPE 2ND	8	31.9	13	34.6	13	39.9	13	33.8	18	45.0	65	38.0
ATT RAPE 2ND	1	24.0	1	24.0	3	29.5	2	24.0	5	27.1	12	26.7
RAPE 3RD	14	24.8	17	27.7	12	32.3	18	28.5	26	25.0	87	27.2
ROBBERY 1ST	991	54.3	824	57.1	821	57.0	808	59.9	873	58.4	4317	57.2
ATT ROBBERY 1ST	568	36.9	458	36.5	487	35.2	502	36.8	546	36.3	2561	36.3
ROBBERY 2ND	754	37.1	578	38.0	676	38.8	690	39.2	701	38.7	3399	38.4
ATT ROBBERY 2ND	769	26.6	699	26.1	812	25.8	827	25.5	863	27.0	3970	26.2
ROBBERY 3RD	259	25.5	258	26.8	338	24.9	332	25.4	312	25.0	1499	25.5
ATT ROBBERY 3RD	160	21.2	187	21.2	231	20.6	237	21.8	234	21.3	1049	21.2
ASSAULT 1ST	177	43.6	151	42.1	136	42.6	130	43.0	170	42.9	764	42.9
ATT ASSAULT 1ST	45	28.4	35	31.1	34	33.8	56	31.0	47	30.0	217	30.7
ASSAULT 2ND	225	29.0	196	28.3	226	27.9	258	30.0	261	29.5	1166	29.0
ATT ASSAULT 2ND	90	22.8	84	22.8	88	23.2	105	23.1	127	25.2	494	23.6
RECK ENDANGER 1ST	17	20.4	28	29.2	34	22.8	32	29.1	45	25.6	156	25.8
ATT RECK ENDANG1ST	8	21.9	11	23.6	20	22.8	6	19.6	8	21.5	53	22.3
AG ASSAULT POLICE	0	.	1	47.4	0	.	1	17.9	1	106.8	3	57.4
ATT AG ASSAULT POLICE	2	79.9	2	62.9	4	44.0	2	28.7	5	33.7	15	45.8
VEHIC ASSAULT 2ND	4	18.3	5	22.5	6	22.0	7	18.3	9	21.0	31	20.5
VEHIC ASSAULT 1ST	1	20.5	1	10.9	1	11.6	1	42.9	1	17.5	5	20.7
BURGLARY 1ST	98	51.6	60	49.6	68	65.5	52	68.2	69	63.3	347	58.8
ATT BURGLARY 1ST	35	36.5	24	35.8	22	35.2	19	38.3	37	40.2	137	37.4
BURGLARY 2ND	552	37.6	453	38.6	488	39.9	466	42.8	451	42.5	2410	40.0
ATT BURGLARY 2ND	530	26.2	515	27.6	518	27.3	453	29.6	457	29.2	2473	27.9
BURGLARY 3RD	569	26.5	512	25.3	580	25.3	588	24.5	583	25.4	2832	25.4
ATT BURGLARY 3RD	408	20.2	436	20.1	529	19.5	463	20.1	498	19.6	2334	19.9
GRAND LARCEN 1ST	6	37.7	2	44.4	0	.	1	36.0	0	.	9	39.0
ATT GRAND LAR 1ST	4	25.9	0	.	0	.	0	.	0	.	4	25.9
GRAND LARCEN 2ND	67	25.8	47	27.2	26	34.3	11	33.0	6	42.9	157	28.8
ATT GRAND LAR 2ND	9	21.2	9	16.8	6	26.5	0	.	0	.	24	20.9
GRAND LARCEN 3RD	312	23.0	64	27.9	21	30.7	5	24.8	1	32.9	403	24.3
ATT GRAND LAR 3RD	1	24.0	0	.	2	28.6	1	19.9	0	.	4	25.3
GRAND LARCEN 1ST	1	18.3	0	.	0	.	1	23.9	2	13.7	4	17.4
GRAND LARCEN 2ND	17	16.3	12	17.1	13	21.5	30	18.8	27	19.5	99	18.7
ATT GRAND LAR 2ND	4	17.5	4	19.0	9	23.2	5	21.7	4	26.2	26	21.9
GRAND LARCEN 3RD	41	18.9	46	20.2	54	17.8	54	20.5	80	23.6	275	20.6
ATT GRAND LAR 3RD	13	15.7	22	17.8	29	19.8	29	20.2	27	19.5	120	19.0
GRAND LARCEN 4TH	133	17.5	331	19.6	397	20.8	454	21.3	423	21.0	1738	20.5
GR LAR 2ND AUTO	27	29.3	13	34.5	0	.	3	29.9	1	24.0	44	30.8
ATT GR LAR 2ND AUTO	25	22.1	5	32.5	4	16.0	0	.	0	.	34	22.9
GR LAR 3RD AUTO	26	19.5	20	22.9	9	22.7	5	30.0	0	.	60	22.0
ATT GR LAR 3RD AUTO	0	.	2	17.2	5	21.0	1	23.9	1	34.5	9	22.0
UNAU USE VEHIC 1ST	1	17.8	0	.	1	19.4	0	.	2	12.5	4	15.6
ATT UN USE VEH 1ST	0	.	1	19.4	2	17.9	1	32.3	1	31.9	5	23.9
UNAU USE VEHIC 2ND	20	20.3	14	18.6	28	22.8	28	20.8	17	19.8	107	20.8
AUTO STRIPPING 1ST	0	.	0	.	1	17.9	1	23.9	3	18.1	5	19.2
GR LAR 2ND AUTO	0	.	0	.	0	.	3	19.6	3	12.8	6	16.2
ATT GR LAR 2ND AUTO	0	.	0	.	2	9.3	0	.	0	.	2	9.3
GR LAR 3RD AUTO	0	.	0	.	10	14.2	21	18.8	40	23.1	71	20.6
ATT GR LAR 3RD AUTO	0	.	2	16.3	10	16.6	23	16.5	42	18.6	77	17.6
GR LAR 4TH AUTO	0	.	1	20.8	13	15.9	45	19.2	55	18.2	114	18.4
STOLEN PROP 1ST	133	27.8	46	32.9	15	42.2	9	56.4	6	101.1	209	33.3
ATT STOLN PROP 1ST	53	22.1	12	26.1	3	25.0	0	.	0	.	68	22.9
STOLEN PROP 2ND	124	22.8	33	25.2	8	26.9	1	47.9	1	24.0	167	23.7
ATT STOLN PROP 2ND	1	23.9	0	.	0	.	0	.	0	.	1	23.9
STOLEN PROP 3RD	0	.	0	.	2	20.9	0	.	0	.	2	20.9
USE SCIENTIC MAT	0	.	0	.	0	.	1	32.3	0	.	1	32.3
STOLEN PROP 1ST	13	19.0	16	25.0	10	28.2	8	29.4	1	35.9	48	25.0
ATT STOLN PROP 1ST	9	18.8	11	24.4	5	20.2	2	25.9	2	15.0	29	21.4
STOLEN PROP 2ND	26	20.4	8	18.2	3	29.6	5	26.0	5	27.6	47	22.0
ATT STOLN PROP 2ND	0	.	1	18.2	2	26.9	4	16.8	0	.	7	19.9
STOLEN PROP 3RD	24	14.1	84	18.7	168	21.3	189	21.9	171	22.2	636	21.1
ATT STOLN PROP 3RD	13	17.0	50	18.4	73	19.8	104	18.9	100	19.5	340	19.1
STOLEN PROP 4TH	84	16.6	235	19.6	319	19.2	316	19.9	287	19.8	1241	19.4
TAMP PUB RECDS 1ST	1	11.1	1	11.9	0	.	0	.	0	.	2	11.5
FALSE BUS RCDS 1ST	0	.	2	13.7	1	22.9	2	20.0	1	12.0	6	17.0
FALSE INSTRUMENT	6	19.0	1	17.9	2	10.7	4	12.7	6	20.2	19	17.1
CRIM USURY 2ND	0	.	0	.	0	.	1	23.9	1	11.9	2	17.9
CRIM IMPERSONATION	0	.	1	40.2	0	.	1	23.9	1	31.9	3	32.0
CRIM USURY 1ST	1	40.0	0	.	2	36.0	0	.	1	29.9	4	37.5
DEFRAUD 1ST	7	20.8	9	18.9	16	18.4	11	21.4	14	18.8	57	19.4

(continued)

TABLE 2.11
SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
INSUR FRAUD 1ST	0	.	2	24.0	1	47.9	1	27.9	1	45.6	5	33.9
ATT INS FRAUD 1ST	0	.	0	.	1	17.9	0	.	0	.	1	17.9
INSUR FRAUD 2ND	0	.	1	15.9	1	12.4	0	.	0	.	2	14.1
INSUR FRAUD 1ST	0	.	1	11.9	1	24.1	1	46.2	0	.	3	27.4
ATT INS FRAUD 1ST	0	.	0	.	1	17.9	0	.	0	.	1	17.9
INSUR FRAUD 3RD	0	.	0	.	0	.	0	.	1	18.5	1	18.5
ATT INS FRAUD 3RD	0	.	1	8.0	0	.	0	.	0	.	1	8.0
INSUR FRAUD 4TH	0	.	0	.	0	.	0	.	1	23.8	1	23.8
BUS CORRUPTION	0	.	0	.	0	.	0	.	2	24.0	2	24.0
ATT BUS CORRUPTION	0	.	0	.	0	.	0	.	1	12.6	1	12.6
CORP TAX RETURN	0	.	0	.	1	12.3	0	.	0	.	1	12.3
ILLEGAL PROFESSION	0	.	0	.	0	.	0	.	1	24.0	1	24.0
FALSE TAX RETRN	0	.	0	.	0	.	0	.	1	11.9	1	11.9
MONEY LAUNDER 1ST	0	.	0	.	0	.	0	.	1	42.0	1	42.0
MONOPOLY CONTRACTS	0	.	0	.	0	.	0	.	1	16.0	1	[illegible]
ATT FORGERY 1ST	0	.	0	.	1	23.9	0	.	0	.	1	[illegible]
POS FORGE INS 1ST	2	24.6	2	35.9	0	.	2	13.8	1	23.9	7	[illegible]
ATT POS FORGE 1ST	0	.	1	23.9	1	4.9	0	.	1	29.9	3	[illegible]
FORGERY 2ND	54	23.6	55	25.5	70	25.1	62	21.9	74	22.9	315	23.8
ATT FORGERY 2ND	27	20.0	41	18.7	41	20.3	33	17.1	28	18.4	170	18.9
POS FORGE INS 2ND	77	26.9	63	26.9	74	26.9	62	24.9	59	24.2	335	26.1
ATT POS FORGE 2ND	39	19.9	46	18.8	30	20.0	31	18.9	28	21.3	174	19.7
POS FORGE DEVICE	0	.	0	.	0	.	1	35.9	0	.	1	35.9
ATT POS FORGE DEVICE	0	.	0	.	1	23.8	0	.	0	.	1	23.8
FORG VEHIC ID	0	.	0	.	1	23.9	0	.	0	.	1	23.9
ATT ARSON 1ST	3	39.9	2	96.7	2	68.0	2	73.3	1	111.9	10	70.8
ARSON 2ND	20	46.4	22	55.1	18	38.9	16	62.9	23	49.9	99	50.5
ATT ARSON 2ND	23	37.0	17	35.3	22	36.9	13	39.9	17	38.3	92	37.3
ARSON 3RD	25	33.8	29	29.5	18	34.3	13	55.2	24	37.2	109	36.0
ATT ARSON 3RD	15	19.3	7	21.3	10	22.1	16	24.0	12	27.4	60	22.9
ARSON 4TH	7	21.8	9	21.8	12	25.2	9	20.4	6	20.0	43	22.2
PROMO PROSTI 1ST	0	.	0	.	1	54.7	0	.	0	.	1	54.7
PROMO PROSTI 2ND	3	63.8	1	80.0	3	55.2	3	57.6	1	111.8	11	65.6
ATT PRO PROST 2ND	1	32.0	2	36.0	1	42.0	0	.	0	.	4	36.5
PROMO PROSTI 3RD	3	27.9	2	26.0	0	.	0	.	0	.	5	27.2
ATT PRO PROST 3RD	0	.	1	15.8	0	.	0	.	1	33.7	2	24.8
SODOMY 1ST	56	51.0	54	65.9	36	66.2	46	73.3	53	74.3	245	65.7
ATT SODOMY 1ST	27	46.1	22	49.9	16	46.3	19	43.4	24	57.9	108	49.0
SODOMY 2ND	10	36.6	12	29.2	14	44.0	14	40.6	20	43.1	70	39.5
ATT SODOMY 2ND	3	26.6	3	33.2	4	25.9	3	34.8	2	43.9	15	31.7
SODOMY 3RD	9	29.3	8	25.0	10	26.1	6	31.6	8	21.8	41	26.5
SEXUAL ABUSE 1ST	100	32.0	114	33.7	104	34.4	111	34.8	141	38.9	570	35.0
ATT SEX ABUSE 1ST	15	25.6	27	26.0	16	26.6	15	32.5	19	28.9	92	27.4
INCEST	2	31.9	2	40.0	2	23.9	1	25.9	2	31.0	9	30.8
AG SEX ABUSE	2	90.5	0	.	2	72.0	0	.	1	47.9	5	74.6
ATT AG SEX ABUSE	1	27.4	0	.	0	.	1	25.4	0	.	2	26.4
AG SEX ABUSE 1ST	0	.	0	.	0	.	0	.	1	18.0	1	18.0
SALE DNG DRUGS 1	7	182.9	0	.	0	.	0	.	0	.	7	182.9
ATT SALE DRUGS 3	1	47.9	0	.	0	.	0	.	0	.	1	47.9
POS DNG DRGS 5TH	1	180.0	0	.	0	.	0	.	0	.	1	180.0
POS DNG DRGS 3RD	0	.	1	7.4	0	.	0	.	0	.	1	7.4
POS DNG DRGS 1ST	0	.	1	223.7	0	.	1	240.0	0	.	2	231.8
DRUG PARAPHER 1ST	0	.	0	.	0	.	0	.	1	24.0	1	24.0
USE NARCOTIC 1ST	0	.	1	31.9	0	.	0	.	0	.	1	31.9
CSCS 1ST	10	123.0	12	150.3	8	170.0	10	158.9	18	168.5	58	154.1
ATT CSCS 1ST	0	.	2	67.1	7	44.4	5	54.0	2	36.4	16	49.3
CPCS 1ST	2	109.9	0	.	6	163.3	5	131.1	10	156.4	23	148.0
ATT CPCS 1ST	3	36.0	3	52.0	8	40.2	5	41.6	8	51.5	27	44.7
CSCS 2ND	220	43.7	331	42.6	350	43.2	328	46.7	342	47.6	1571	44.8
ATT CSCS 2ND	5	29.1	5	16.1	9	32.6	4	18.4	5	40.7	28	28.5
CPCS 2ND	126	40.3	156	37.7	223	36.2	289	38.6	296	41.3	1090	38.9
ATT CPCS 2ND	6	23.2	3	22.3	6	26.4	6	18.8	6	26.4	27	23.6
CSCS 3RD	1040	19.5	1172	19.9	1686	18.5	1607	21.6	1430	22.3	6935	20.4
ATT CSCS 3RD	284	18.6	439	18.6	1000	18.1	1129	21.0	1296	23.4	4148	20.6
CPCS 3RD	317	19.5	373	20.5	582	18.5	522	21.3	524	21.0	2318	20.3
ATT CPCS 3RD	44	22.9	78	22.9	147	18.6	158	20.9	167	21.5	594	20.9
CSCS 4TH OLD LAW	0	.	2	16.0	0	.	0	.	0	.	2	16.0
ATT CSCS 4TH OLD LAW	0	.	1	23.8	0	.	0	.	0	.	1	23.8
CPCS 4TH OLD LAW	1	11.9	0	.	0	.	0	.	0	.	1	11.9
ATT CPCS 4TH OLD LAW	0	.	2	11.7	0	.	0	.	0	.	2	11.7
CSCS 4TH	105	26.8	163	27.4	275	25.7	235	30.7	176	30.2	954	28.2
ATT CSCS 4TH	20	22.8	33	24.3	36	23.5	27	24.0	28	29.0	144	24.7
CPCS 4TH	77	28.1	119	23.3	185	20.1	214	23.7	192	24.6	787	23.4
ATT CPCS 4TH	48	22.5	83	23.5	120	24.1	112	24.6	118	25.3	481	24.3
CSCS 5TH	768	24.5	1111	24.3	1719	24.5	1956	24.7	2220	25.4	7774	24.8
ATT CSCS 5TH	187	18.6	539	18.5	627	19.2	565	19.4	640	19.0	2558	19.0
CPCS 5TH	132	24.0	177	23.2	379	19.6	655	22.0	669	23.6	2012	22.3
ATT CPCS 5TH	64	19.5	99	18.3	346	17.5	433	18.8	485	19.3	1427	18.6
CPCS 6TH	1	18.0	0	.	0	.	0	.	0	.	1	18.0
CRIM SALE MARI 1	1	62.2	4	40.4	0	.	1	25.9	0	.	6	41.3
ATT CR SALE MARI	0	.	0	.	1	12.0	0	.	1	23.9	2	17.9
CRIM POS MARI 1	3	37.4	10	27.5	5	34.0	3	34.6	4	23.1	25	30.1
ATT CR POS MARI1	1	23.9	1	29.8	1	24.4	1	12.0	1	24.3	5	22.9
CRIM SALE MARI 2	2	36.0	3	16.0	2	22.6	1	11.9	2	18.7	10	21.5
ATT CR SALE MAR2	0	.	1	12.5	0	.	0	.	3	20.0	4	18.1
CRIM POS MARI 2	7	19.4	7	20.5	9	18.9	4	34.5	10	19.8	37	21.2

(continued)

TABLE 2.11
SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
ATT CR POS MARI2	5	20.9	4	17.3	1	6.9	1	18.0	1	23.9	12	18.6
CRIM SALE MARI 3	3	21.3	3	17.3	6	15.4	3	17.9	6	14.0	21	16.5
CRIM POS MARI 3	8	16.5	4	16.0	5	16.5	6	15.6	6	14.0	29	15.7
ATT CSCS PRESCRIPTION	0	.	0	.	0	.	1	11.9	0	.	1	11.9
C POS WEAPON 1ST	1	94.3	0	.	1	36.1	1	135.9	0	.	3	88.8
ATT C POS WEAP 1ST	0	.	0	.	0	.	1	41.9	0	.	1	41.9
C POS WEAPON 3RD	291	28.1	299	29.7	390	27.7	394	27.9	433	27.1	1807	28.0
ATT C POS WEAP 3RD	206	24.7	199	24.4	232	24.9	229	25.1	280	24.2	1146	24.6
MFG TRANS WEAP	1	16.6	0	.	0	.	0	.	0	.	1	16.6
ATT MFG TRANS WEAP	0	.	0	.	1	24.0	0	.	0	.	1	24.0
C POS WEAPON 2ND	84	41.8	59	35.7	83	41.7	80	39.3	118	38.0	424	39.4
ATT C POS WEAP 2ND	15	26.4	20	24.9	12	24.4	17	27.0	9	25.8	73	25.7
USE FIREAMS 1ST	1	89.8	1	59.9	1	35.9	5	87.9	2	59.9	10	74.5
ATT USE FIREAM 1ST	2	52.8	2	21.0	1	63.9	0	.	0	.	5	42.3
USE FIREARMS 2ND	0	.	1	63.9	4	27.8	0	.	0	.	5	35.0
ATT USE FIREARM2ND	0	.	0	.	0	.	0	.	3	24.3	3	24.3
SALE FIREARMS 2ND	0	.	3	19.8	2	31.2	1	12.0	2	18.0	8	21.2
DRIVE INTOX 2 OFF	98	16.7	120	17.8	149	17.6	199	18.6	202	19.2	768	18.2
CHILD PORNOGRAPHY	3	30.3	1	35.3	3	23.9	1	23.9	3	77.3	11	41.2
ATT CHILD PORNOGRAPHY	0	.	2	39.9	0	.	0	.	0	.	2	39.9
PROMO CHILD PORN	0	.	1	39.9	0	.	0	.	0	.	1	39.9
PROMO CHILD SEX	0	.	0	.	2	48.0	0	.	0	.	2	48.0
ATT PROMO CHILD SEX	0	.	1	23.9	0	.	0	.	0	.	1	23.9
DRIVE IMPAIR 2 OFF	0	.	1	15.9	0	.	3	24.6	1	12.0	5	20.4
LEAVE ACCIDENT SCENE	3	24.7	4	19.0	2	18.4	1	12.0	5	30.3	15	23.4
UNLICENSED DRIVER	1	15.9	5	16.7	13	16.6	23	18.0	19	16.8	61	17.2
FALSE REPORT 1ST	0	.	0	.	0	.	1	31.9	0	.	1	31.9
CRIM NUISANCE 1	0	.	0	.	0	.	0	.	1	11.9	1	11.9
PROMO GAMBLING 1ST	0	.	0	.	1	12.6	0	.	0	.	1	12.6
PROMO BOOKMAKE 1ST	0	.	0	.	1	17.9	1	17.9	1	16.0	3	17.3
POS GAMBLING RECDS	0	.	2	18.0	2	17.9	0	.	1	18.0	5	18.0
POS BOOKMAKE RECDS	2	17.9	1	24.0	0	.	0	.	1	18.0	4	19.4
CRIM MISCHIEF 2ND	4	18.4	1	20.2	3	14.6	9	15.8	8	20.6	25	17.8
ATT CR MISCHIEF2ND	1	23.9	2	17.9	1	17.9	4	19.9	4	15.8	12	18.4
CRIM MISCHIEF 3RD	13	20.5	16	19.9	17	17.6	27	18.3	32	19.7	105	19.1
CRIM MISCHIEF 1ST	0	.	0	.	0	.	1	95.9	0	.	1	95.9
CRIM TRESPASS 1ST	1	16.0	0	.	0	.	2	33.5	1	23.9	4	26.7
ATT CR TRESPASS1ST	0	.	0	.	0	.	0	.	1	30.0	1	30.0
ESCAPE 1ST	3	32.1	0	.	3	23.1	2	31.9	1	23.9	9	28.1
ATT ESCAPE 1ST	1	23.8	2	15.0	0	.	0	.	2	42.8	5	27.9
ESCAPE 2ND	7	22.8	4	28.3	8	20.7	4	19.4	5	32.6	28	24.3
ABSCONDING 1ST	0	.	0	.	2	23.9	3	19.4	1	18.0	6	20.7
CONTRABAND 1ST	2	55.3	3	65.9	0	.	4	51.2	2	37.0	11	53.4
ATT CONTRABAND 1ST	2	26.7	1	17.9	2	19.1	4	24.2	4	18.0	13	21.4
HINDER PROSEC 1ST	0	.	0	.	0	.	1	31.9	1	47.5	2	39.7
HINDER PROSEC 2ND	1	23.9	0	.	0	.	0	.	1	16.0	2	20.0
KIDNAPPING 1ST	0	.	0	.	1	180.1	0	.	2	201.9	3	194.0
ATT KIDNAPPING 1ST	1	47.9	2	66.7	1	34.7	0	.	1	97.1	5	62.6
KIDNAPPING 2ND	9	60.2	11	57.3	17	55.0	19	58.1	19	53.7	75	56.4
ATT KIDNAPPING 2ND	5	65.7	3	32.6	1	23.9	9	51.8	10	51.4	28	51.1
UNLAWFUL IMPRIS 1ST	5	22.1	10	25.7	5	19.2	3	30.6	1	17.8	24	23.9
CUSTODY INTERFE 1ST	1	31.8	0	.	0	.	0	.	1	23.8	2	27.8
COERCION 1ST	2	21.8	5	37.8	1	33.8	0	.	0	.	8	33.3
ATT COERCION 1ST	2	25.9	0	.	0	.	0	.	0	.	2	25.9
BODY STEALING	0	.	0	.	2	23.5	0	.	0	.	2	23.5
BAIL JUMPING 2ND	22	19.6	20	20.7	24	21.2	19	18.8	23	23.3	108	20.8
TAMPERING EVIDENCE	0	.	0	.	0	.	2	25.0	2	14.9	4	19.9
TAMP WITNESS 3RD	2	24.1	1	20.3	5	20.0	1	11.9	2	32.6	11	22.3
TAMP WITNESS 1ST	1	35.9	0	.	0	.	0	.	0	.	1	35.9
TAMP WITNESS 2ND	0	.	1	17.9	0	.	0	.	0	.	1	17.9
BAIL JUMPING 1ST	6	23.5	9	21.0	2	43.4	5	31.7	7	20.4	29	24.8
ATT BAIL JUMP 1ST	1	18.0	1	19.5	1	18.0	2	17.9	2	18.2	7	18.2
PERJURY 1ST	5	24.4	4	28.3	2	37.8	1	10.0	2	30.0	14	27.2
ATT PERJURY 1ST	1	54.0	0	.	0	.	0	.	0	.	1	54.0
PERJURY 2ND	0	.	1	17.8	0	.	0	.	1	20.1	2	19.0
BRIBERY 2ND	3	26.0	2	29.9	0	.	0	.	2	30.8	7	28.5
ATT BRIBERY 2ND	2	23.9	3	25.8	1	23.9	0	.	0	.	6	24.8
BRIBERY 1ST	0	.	1	54.7	0	.	1	24.0	0	.	2	39.4
RECEIVE BRIB 1ST	0	.	0	.	0	.	0	.	1	23.9	1	23.9
BRIBE RECEIVE 2ND	3	23.0	1	17.9	0	.	1	17.9	1	30.0	6	22.5
OFF MISCON 2ND	0	.	0	.	1	11.9	0	.	0	.	1	11.9
ATT WITNESS REC BRIBE	0	.	0	.	1	23.8	0	.	0	.	1	23.8
BRIBING WITNESS	0	.	0	.	2	24.9	1	24.0	1	12.0	4	21.4
ATT BRIBING WITNESS	0	.	0	.	0	.	0	.	1	18.1	1	18.1
ACCEPT COM BRIBE 1ST	1	12.0	0	.	0	.	0	.	0	.	1	12.0
INTIMIDATE WIT 2ND	0	.	0	.	0	.	0	.	2	20.8	2	20.8
ATT INTIMI WIT 2ND	1	17.9	0	.	0	.	0	.	0	.	1	17.9
INTIMIDATE WIT 3RD	0	.	0	.	3	23.7	2	15.4	5	24.8	10	22.6
BRIBERY 2ND	1	27.9	0	.	0	.	0	.	0	.	1	27.9
BRIBERY 3RD	0	.	4	15.0	5	22.4	1	23.9	5	23.4	15	20.8
ATT BRIBERY 3RD	0	.	0	.	5	21.3	2	17.9	4	21.2	11	20.7
BRIBE REC 2ND	0	.	0	.	0	.	0	.	1	14.6	1	14.6
BRIBE REC 3RD	1	15.9	0	.	3	17.9	1	23.9	1	12.0	6	17.6
ATT BRIBE REC 3RD	1	17.9	0	.	1	17.9	0	.	0	.	2	17.9
RIOT 1ST	0	.	1	36.8	0	.	0	.	4	22.5	5	25.4
CONSPIRACY 2ND	29	19.4	22	28.0	17	25.5	30	28.7	32	30.4	130	26.5

(continued)

TABLE 2.11
SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
ATT CR POS MARI2	5	20.9	4	17.3	1	6.9	1	18.0	1	23.9	12	18.6
CRIM SALE MARI 3	3	21.3	3	17.3	6	15.4	3	17.9	6	14.0	21	16.5
CRIM POS MARI 3	8	16.5	4	16.0	5	16.5	6	15.6	6	14.0	29	15.7
ATT CSCS PRESCRIPTION	0	.	0	.	0	.	1	11.9	0	.	1	11.9
C POS WEAPON 1ST	1	94.3	0	.	1	36.1	1	135.9	0	.	3	88.8
ATT C POS WEAP 1ST	0	.	0	.	0	.	1	41.9	0	.	1	41.9
C POS WEAPON 3RD	291	28.1	299	29.7	390	27.7	394	27.9	433	27.1	1807	28.0
ATT C POS WEAP 3RD	206	24.7	199	24.4	232	24.9	229	25.1	280	24.2	1146	24.6
MFG TRANS WEAP	1	16.6	0	.	0	.	0	.	0	.	1	16.6
ATT MFG TRANS WEAP	0	.	0	.	1	24.0	0	.	0	.	1	24.0
C POS WEAPON 2ND	84	41.8	59	35.7	83	41.7	80	39.3	118	38.0	424	39.4
ATT C POS WEAP 2ND	15	26.4	20	24.9	12	24.4	17	27.0	9	25.8	73	25.7
USE FIREAMS 1ST	1	89.8	1	59.9	1	35.9	5	87.9	2	59.9	10	74.5
ATT USE FIREAM 1ST	2	52.8	2	21.0	1	63.9	0	.	0	.	5	42.3
USE FIREARMS 2ND	0	.	1	63.9	4	27.8	0	.	0	.	5	35.0
ATT USE FIREARM2ND	0	.	0	.	0	.	0	.	3	24.3	3	24.3
SALE FIREARMS 2ND	0	.	3	19.8	2	31.2	1	12.0	2	18.0	8	21.2
DRIVE INTOX 2 OFF	98	16.7	126	17.8	149	17.6	199	18.6	282	19.2	768	18.2
CHILD PORNOGRAPHY	3	30.3	1	35.3	3	23.9	1	23.9	3	77.3	11	41.2
ATT CHILD PORNOGRAPHY	0	.	2	39.9	0	.	0	.	0	.	2	39.9
PROMO CHILD PORN	0	.	1	39.9	0	.	0	.	0	.	1	39.9
PROMO CHILD SEX	0	.	0	.	2	48.0	0	.	0	.	2	48.0
ATT PROMO CHILD SEX	0	.	1	25.9	0	.	0	.	0	.	1	25.9
DRIVE IMPAIR 2 OFF	0	.	1	15.9	0	.	3	24.6	1	12.0	5	20.4
LEAVE ACCIDENT SCENE	3	24.7	4	19.0	2	18.4	1	12.0	5	30.3	15	23.4
UNLICENSED DRIVER	1	15.9	5	16.7	13	16.6	23	18.0	19	16.8	61	17.2
FALSE REPORT 1ST	0	.	0	.	0	.	1	31.9	0	.	1	31.9
CRIM NUISANCE 1	0	.	0	.	0	.	0	.	1	11.9	1	11.9
PROMO GAMBLING 1ST	0	.	0	.	1	12.6	0	.	0	.	1	12.6
PROMO BOOKMAKE 1ST	0	.	0	.	1	17.9	1	17.9	1	16.0	3	17.3
POS GAMBLING RECDS	0	.	2	18.0	2	17.9	0	.	1	18.0	5	18.0
POS BOOKMAKE RECDS	2	17.9	1	24.0	0	.	0	.	1	18.0	4	19.4
CRIM MISCHIEF 2ND	4	18.4	1	20.2	3	14.6	9	15.8	8	20.6	25	17.8
ATT CR MISCHIEF2ND	1	23.9	2	17.9	1	17.9	4	19.9	4	15.8	12	18.4
CRIM MISCHIEF 3RD	13	20.5	16	19.9	17	17.6	27	18.3	32	19.7	105	19.1
CRIM MISCHIEF 1ST	0	.	0	.	0	.	1	95.9	0	.	1	95.9
CRIM TRESPASS 1ST	1	16.0	0	.	0	.	2	33.5	1	23.9	4	26.7
ATT CR TRESPASS1ST	0	.	0	.	0	.	0	.	1	30.0	1	30.0
ESCAPE 1ST	3	32.1	0	.	3	23.1	2	31.9	1	23.9	9	28.1
ATT ESCAPE 1ST	1	23.0	2	15.0	0	.	0	.	2	42.0	5	27.9
ESCAPE 2ND	7	22.0	4	28.3	8	20.7	4	19.4	5	32.6	28	24.3
ABSCONDING 1ST	0	.	0	.	2	23.9	3	19.4	1	18.0	6	20.7
CONTRABAND 1ST	2	55.3	3	65.9	0	.	4	51.2	2	37.0	11	53.4
ATT CONTRABAND 1ST	2	26.7	1	17.9	2	19.1	4	24.2	4	18.0	13	21.4
HINDER PROSEC 1ST	0	.	0	.	0	.	1	31.9	1	47.5	2	39.7
HINDER PROSEC 2ND	1	23.9	0	.	0	.	0	.	1	16.0	2	20.0
KIDNAPPING 1ST	0	.	0	.	1	188.1	0	.	2	201.0	3	194.0
ATT KIDNAPPING 1ST	1	47.9	2	66.7	1	34.7	0	.	1	97.1	5	62.6
KIDNAPPING 2ND	9	60.2	11	57.3	17	55.0	19	58.1	19	53.7	75	56.4
ATT KIDNAPPING 2ND	5	65.7	3	32.6	1	23.9	9	51.8	10	51.4	28	51.1
UNLAWFUL IMPRIS 1ST	5	22.1	10	25.7	5	19.2	3	30.6	1	17.8	24	23.9
CUSTODY INTERFE 1ST	1	31.8	0	.	0	.	0	.	1	23.8	2	27.8
COERCION 1ST	2	21.8	5	37.8	1	33.8	0	.	0	.	8	33.3
ATT COERCION 1ST	2	25.9	0	.	0	.	0	.	0	.	2	25.9
BODY STEALING	0	.	0	.	2	23.5	0	.	0	.	2	23.5
BAIL JUMPING 2ND	22	19.6	20	20.7	24	21.2	19	18.8	23	23.3	108	20.8
TAMPERING EVIDENCE	0	.	0	.	0	.	2	25.0	2	14.9	4	19.9
TAMP WITNESS 3RD	2	24.1	1	20.3	5	20.0	1	11.9	2	32.6	11	22.3
TAMP WITNESS 1ST	1	35.9	0	.	0	.	0	.	0	.	1	35.9
TAMP WITNESS 2ND	0	.	1	17.9	0	.	0	.	0	.	1	17.9
BAIL JUMPING 1ST	6	23.5	9	21.0	2	43.4	5	31.7	7	20.4	29	24.8
ATT BAIL JUMP 1ST	1	18.0	1	19.5	1	18.0	2	17.9	2	18.2	7	18.2
PERJURY 1ST	5	24.4	4	28.3	2	37.8	1	10.0	2	30.0	14	27.2
ATT PERJURY 1ST	1	54.0	0	.	0	.	0	.	0	.	1	54.0
PERJURY 2ND	0	.	1	17.8	0	.	0	.	1	20.1	2	19.0
BRIBERY 2ND	3	26.0	2	29.9	0	.	0	.	2	30.8	7	28.5
ATT BRIBERY 2ND	2	23.9	3	25.8	1	23.9	0	.	0	.	6	24.8
BRIBERY 1ST	0	.	1	54.7	0	.	1	24.0	0	.	2	39.4
RECEIVE BRIB 1ST	0	.	0	.	0	.	0	.	1	23.9	1	23.9
BRIBE RECEIVE 2ND	3	23.0	1	17.9	0	.	1	17.9	1	30.0	6	22.5
OFF MISCON 2ND	0	.	0	.	1	11.9	0	.	0	.	1	11.9
ATT WITNESS REC BRIBE	0	.	0	.	1	23.8	0	.	0	.	1	23.8
BRIBING WITNESS	0	.	0	.	2	24.9	1	24.0	1	12.0	4	21.4
ATT BRIBING WITNESS	0	.	0	.	0	.	0	.	1	18.1	1	18.1
ACCEPT COM BRIBE 1ST	1	12.0	0	.	0	.	0	.	0	.	1	12.0
INTIMIDATE WIT 2ND	0	.	0	.	0	.	0	.	2	20.8	2	20.8
ATT INTIMI WIT 2ND	1	17.9	0	.	0	.	0	.	0	.	1	17.9
INTIMIDATE WIT 3RD	0	.	0	.	3	23.7	2	15.4	5	24.0	10	22.6
BRIBERY 2ND	1	27.9	0	.	0	.	0	.	0	.	1	27.9
BRIBERY 3RD	0	.	4	15.0	5	22.4	1	23.9	5	23.4	15	20.8
ATT BRIBERY 3RD	0	.	0	.	5	21.3	2	17.9	4	21.2	11	20.7
BRIBE REC 2ND	0	.	0	.	0	.	0	.	1	14.6	1	14.6
BRIBE REC 3RD	1	15.9	0	.	3	17.9	1	23.9	1	12.0	6	17.6
ATT BRIBE REC 3RD	1	17.9	0	.	1	17.9	0	.	0	.	2	17.9
RIOT 1ST	0	.	1	36.8	0	.	0	.	4	22.5	5	25.4
CONSPIRACY 2ND	29	19.4	22	20.0	17	25.5	30	20.7	32	30.4	130	24.5

(continued)

APPENDIX B: RANGE OF MINIMUM AND MAXIMUM SENTENCES BY FELONY CLASS CATEGORY

Sentences to State Prison for Second Felony Offense

FELONY CLASS	LEGISLATIVELY DESIGNATED VIOLENT FELONY OFFENSE	ALL OTHER FELONY OFFENSES
A-II Felony		
Maximum	N/A	LIFE
Minimum		6-12 1/2 (Minimum Sentence Fixed by Court)
Class B Felony		
Maximum	12-25	9-25
Minimum	6-12 1/2 (Minimum Sentence = 1/2 of maximum sentence)	4 1/2 - 12 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class C Felony		
Maximum	8-15	6-15
Minimum	4-7 1/2 (Minimum Sentence = 1/2 of maximum sentence)	3-7 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class D Felony		
Maximum	5-7	4-7
Minimum	2 1/2 - 3 1/2 (Minimum Sentence = 1/2 of maximum sentence)	2-3 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class E Felony		
Maximum	4 years	3-4
Minimum	2 years (Minimum Sentence = 1/2 of maximum sentence)	1-2 1/3 (Minimum Sentence = 1/2 of maximum sentence)

APPENDIX B: RANGE OF MINIMUM AND MAXIMUM SENTENCES BY FELONY CLASS CATEGORY[1]

Sentences to State Prison for First Felony Offense

FELONY CLASS	LEGISLATIVELY DESIGNATED VIOLENT FELONY OFFENSE	ALL OTHER FELONY OFFENSES
A-I Felony		
Maximum	N/A	LIFE
Minimum		15-25 Years
A-II Felony		
Maximum	N/A	LIFE
Minimum		3-8 1/2 Years
Class B Felony		
Maximum	6-25	3-25
Minimum	2-8 1/3[2] (Minimum = 1/3 of maximum sentence)	1-8 1/3 (Minimum = 1 year up to 1/3 of maximum)
Class C Felony		
Maximum	4 1/2-15	3-15
Minimum	1 1/2-5 (Minimum = 1/3 of maximum sentence)	1-5 (Minimum = 1 year up to 1/3 of maximum)
Class D Felony		
Maximum	3-7	3-7
Minimum	1-2 1/3 (Minimum = 1 year up to 1/3 of maximum)	1-2 1/3 (Minimum = 1 year up to 1/3 of maximum)
Class E Felony		
Maximum	3-4	3-4
Minimum	1-1 1/3 (Minimum = 1 year up to 1/3 of maximum)	1-1 1/3 (Minimum = 1 year up to 1/3 of maximum)

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[1] These are the general cases for these offense categories. Exceptions do exist. For example, certain class C, class D and Class E felony offenders may receive a definite sentence of one year or less. For more detail see Article 70, Sentences of Imprisonment, New York State Penal Law or New York State Sentence Charts, West Publishing Co.

[2] For a Class B "armed violent felony offense" the court may impose a minimum term which is between 1/3 the maximum and 1/2 the maximum term imposed (i.e. a minimum of 2-12 1/2).

APPENDIX B: RANGE OF MINIMUM AND MAXIMUM SENTENCES BY FELONY CLASS CATEGORY

Sentences to State Prison for Persistent Felony Offense

FELONY CLASS	LEGISLATIVELY DESIGNATED VIOLENT FELONY OFFENSE	ALL OTHER FELONY OFFENSES*
Class B Felony		
Maximum	LIFE	9-25 Life Optional
Minimum	10-25	4 1/2 - 12 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class C Felony		
Maximum	LIFE	6-15 Life Optional
Minimum	8-25	3-7 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class D Felony		
Maximum	LIFE	4-7 Life Optional
Minimum	6-25	2-3 1/2 (Minimum Sentence = 1/2 of maximum sentence)
Class E Felony		
Maximum	LIFE	3-4 Life Optional
Minimum	Statute does not specify minimum term	1 1/2-2 (Minimum Sentence = 1/2 of maximum sentence)

*Under the old law a person convicted of a third felony could be sentenced as a second felony offender.

APPENDIX B

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;FIRST FELONY OFFENDERS ONLY FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
ATT CSCS 3RD	230	15.4	324	14.8	752	14.2	754	15.9	748	15.5	2808	15.2
CPCS 3RD	297	17.3	341	17.0	548	16.4	459	16.9	470	17.9	2115	17.1
ATT CPCS 3RD	28	15.2	48	15.3	111	14.6	108	17.4	105	15.6	400	15.7
CSCS 4TH OLD LAW	0	.	2	16.0	0	.	0	.	0	.	2	16.0
CPCS 4TH OLD LAW	1	11.9	0	.	0	.	0	.	0	.	1	11.9
ATT CPCS 4TH OLD LAW	0	.	1	11.9	0	.	0	.	0	.	1	11.9
CSCS 4TH	57	17.3	70	16.3	117	16.5	89	19.3	62	18.8	395	17.6
ATT CSCS 4TH	5	16.5	5	18.8	2	14.9	3	19.4	1	11.9	16	17.3
CPCS 4TH	42	19.7	80	18.0	129	14.9	127	16.3	109	16.3	487	16.5
ATT CPCS 4TH	16	14.0	17	16.1	28	16.8	19	14.7	22	16.4	102	15.8
CSCS 5TH	115	17.5	165	15.2	101	17.0	99	16.8	106	15.7	526	16.5
ATT CSCS 5TH	8	13.6	10	14.4	18	15.7	14	12.2	7	15.2	57	14.3
CPCS 5TH	32	16.7	50	15.2	120	14.8	187	15.1	141	16.8	530	15.6
ATT CPCS 5TH	1	21.2	10	13.5	37	12.6	25	13.6	34	13.0	107	13.1
CRIM SALE MARI 1	1	62.2	3	24.0	0	.	1	23.9	0	.	5	31.6
ATT CR SALE MARI	0	.	0	.	1	12.0	0	.	0	.	1	12.0
CRIM POS MARI 1	2	26.1	8	25.4	5	34.0	2	15.9	3	14.8	20	25.1
ATT CR POS MARI1	0	.	0	.	0	.	1	12.0	0	.	1	12.0
CRIM SALE MARI 2	0	.	3	16.0	1	21.3	1	11.9	1	7.6	6	14.8
ATT CR SALE MAR2	0	.	1	12.5	0	.	0	.	0	.	1	12.5
CRIM POS MARI 2	5	17.6	5	19.0	6	16.6	1	24.4	7	15.5	24	17.3
ATT CR POS MARI2	1	23.9	1	11.9	1	6.9	0	.	0	.	3	14.3
CRIM SALE MARI 3	1	22.1	0	.	4	12.6	1	12.0	2	10.8	8	13.2
CRIM POS MARI 3	2	12.0	0	.	3	13.4	3	12.2	2	9.6	10	12.0
ATT CSCS PRESCRIPTION	0	.	0	.	0	.	1	11.9	0	.	1	11.9
C POS WEAPON 1ST	0	.	0	.	1	36.1	0	.	0	.	1	36.1
C POS WEAPON 3RD	112	19.3	115	20.5	178	18.8	186	19.0	215	18.4	806	19.1
ATT C POS WEAP 3RD	18	14.4	25	17.1	19	15.8	17	18.4	23	16.0	102	16.4
MFG TRANS WEAP	1	16.6	0	.	0	.	0	.	0	.	1	16.6
C POS WEAPON 2ND	53	29.5	45	29.0	54	30.9	55	30.1	93	32.0	300	30.6
ATT C POS WEAP 2ND	8	21.7	12	15.6	7	18.2	8	16.9	5	16.3	40	17.6
USE FIREAMS 1ST	0	.	0	.	0	.	1	71.9	1	23.9	2	47.9
ATT USE FIREAM 1ST	0	.	2	21.0	0	.	0	.	0	.	2	21.0
USE FIREARMS 2ND	0	.	0	.	3	23.4	0	.	0	.	3	23.4
ATT USE FIREARM2ND	0	.	0	.	0	.	0	.	3	24.3	3	24.3
SALE FIREARMS 2ND	0	.	2	20.7	0	.	1	12.0	1	18.0	4	17.9
DRIVE INTOX 2 OFF	97	16.7	119	17.8	144	17.5	191	18.5	197	18.9	748	18.1
CHILD PORNOGRAPHY	3	30.3	1	35.3	3	23.9	1	23.9	2	47.4	10	31.7
PROMO CHILD SEX	0	.	0	.	2	48.0	0	.	0	.	2	48.0
DRIVE IMPAIR 2 OFF	0	.	1	15.9	0	.	3	24.6	1	12.0	5	20.4
LEAVE ACCIDENT SCENE	3	24.7	4	19.0	2	18.4	1	12.0	4	31.9	14	23.3
UNLICENSED DRIVER	1	15.9	5	16.7	13	16.6	23	18.0	19	16.8	61	17.2
CRIM NUISANCE 1	0	.	0	.	0	.	0	.	1	11.9	1	11.9

(continued)

APPENDIX C
SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;FIRST FELONY OFFENDERS ONLY
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
COMMITMENT CRIME												
MURDER NO DEGREE	50	206.2	31	203.4	14	233.2	21	230.5	15	279.4	131	222.2
ATT MURDER NO DEGREE	2	185.5	2	190.0	0	.	0	.	1	179.8	5	186.2
MURDER 1ST	1	256.3	2	223.3	1	204.2	1	181.3	0	.	5	217.7
ATT MURDER 1ST	1	180.0	0	.	0	.	1	180.0	4	185.3	6	183.5
MURDER 2ND	16	72.7	13	93.6	11	153.5	20	164.3	30	162.2	90	135.8
ATT MURDER 2ND	92	52.5	86	54.3	84	58.3	74	47.0	93	60.9	429	55.0
MANSLAUGHTER 1ST	284	68.3	203	68.9	193	71.7	190	73.9	178	80.0	1048	72.1
ATT MANSLAUGHTER 1ST	15	39.6	13	46.3	7	31.4	3	36.5	7	45.3	45	41.0
MANSLAUGHTER 2ND	66	36.6	49	41.9	51	39.7	45	45.3	52	45.8	263	41.1
ATT MANSLAUGHTER 2ND	1	18.0	0	.	1	24.0	0	.	0	.	2	21.0
CRIM NEGLI HOMICIDE	14	20.3	18	20.0	18	24.1	17	23.3	21	25.3	88	22.8
VEHICULR MANSL 2ND	18	19.8	11	22.5	10	31.1	13	21.9	8	29.0	60	23.9
VEHICULR MANSL 1ST	1	23.8	1	11.9	1	45.8	0	.	0	.	3	27.2
RAPE 1ST	102	65.4	70	66.1	48	64.4	64	63.1	61	65.2	345	64.9
ATT RAPE 1ST	55	44.2	39	42.1	33	36.8	33	46.9	41	47.3	201	43.6
RAPE 2ND	5	31.9	8	33.9	10	41.3	9	31.9	15	45.0	47	38.4
ATT RAPE 2ND	1	24.0	1	24.0	2	28.3	2	24.0	3	26.6	9	25.8
RAPE 3RD	6	19.9	11	24.7	6	28.3	9	28.2	17	24.2	49	25.0
ROBBERY 1ST	676	41.6	545	42.7	518	40.4	492	41.0	548	40.4	2779	41.3
ATT ROBBERY 1ST	353	26.4	274	25.4	294	24.3	303	24.7	321	22.8	1545	24.7
ROBBERY 2ND	497	27.5	355	27.7	400	26.9	436	27.4	450	27.3	2138	27.4
ATT ROBBERY 2ND	376	18.5	340	18.3	392	17.6	432	17.4	374	17.4	1914	17.8
ROBBERY 3RD	124	19.2	100	19.6	167	18.1	163	18.9	141	17.2	695	18.5
ATT ROBBERY 3RD	28	15.1	21	13.9	38	17.7	28	16.1	28	15.6	143	15.9
ASSAULT 1ST	122	33.9	114	37.6	104	36.8	100	36.5	124	34.6	564	35.8
ATT ASSAULT 1ST	26	23.3	19	21.4	17	24.5	27	22.5	27	19.6	116	22.1
ASSAULT 2ND	127	21.8	109	21.6	127	21.6	138	21.7	165	24.4	666	22.4
ATT ASSAULT 2ND	12	18.4	16	17.0	21	18.2	24	17.2	30	20.9	103	18.6
RECK ENDANGER 1ST	11	15.3	14	17.9	21	20.9	20	24.5	22	18.6	88	20.0
ATT RECK ENDANG1ST	1	21.7	4	16.5	8	16.6	3	13.8	2	14.0	18	16.1
AG ASSAULT POLICE	0	.	1	47.4	0	.	1	17.9	1	106.8	3	57.4
ATT AG ASSAULT POLICE	1	69.8	1	35.9	3	28.5	2	28.7	5	33.7	12	34.7
VEHIC ASSAULT 2ND	3	16.4	1	17.2	4	19.0	5	13.9	4	19.9	17	17.1
VEHIC ASSAULT 1ST	1	20.5	0	.	1	11.6	0	.	1	17.5	3	16.5
BURGLARY 1ST	71	44.5	42	40.5	41	55.1	31	55.6	42	49.1	227	48.0
ATT BURGLARY 1ST	21	26.5	13	19.6	13	25.0	12	29.6	16	26.4	75	25.5
BURGLARY 2ND	301	26.2	230	25.8	244	26.2	202	26.6	218	27.9	1195	26.5
ATT BURGLARY 2ND	221	18.9	211	18.9	195	18.1	161	19.3	162	18.9	950	18.8
BURGLARY 3RD	188	19.0	175	17.5	194	17.2	233	17.0	215	16.8	1005	17.4
ATT BURGLARY 3RD	47	16.3	71	15.8	60	15.4	59	14.1	60	13.8	297	15.0
GRAND LARCEN 1ST	5	38.1	1	40.9	0	.	1	36.0	0	.	7	38.2
GRAND LARCEN 2ND	34	22.8	29	22.4	15	26.9	7	29.7	3	24.2	88	23.9

(continued)

APPENDIX C

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;FIRST FELONY OFFENDERS ONLY FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
PROMO GAMBLING 1ST	0	.	0	.	1	12.6	0	.	0	.	1	12.6
PROMO BOOKMAKE 1ST	0	.	0	.	0	.	0	.	1	16.0	1	16.0
CRIM MISCHIEF 2ND	3	14.6	1	20.2	3	14.6	7	16.8	4	17.4	18	16.4
ATT CR MISCHIEF2ND	1	23.9	0	.	0	.	0	.	0	.	1	23.9
CRIM MISCHIEF 3RD	3	17.3	6	15.4	3	16.8	12	15.1	7	16.6	31	15.9
CRIM MISCHIEF 1ST	0	.	0	.	0	.	1	95.9	0	.	1	95.9
CRIM TRESPASS 1ST	1	16.0	0	.	0	.	0	.	1	23.9	2	20.0
ESCAPE 1ST	2	34.8	0	.	1	12.1	1	23.9	0	.	4	26.4
ATT ESCAPE 1ST	0	.	1	11.9	0	.	0	.	1	29.8	2	20.8
ESCAPE 2ND	3	16.2	1	20.5	1	11.9	1	23.9	2	16.4	8	17.2
ATT CONTRABAND 1ST	0	.	0	.	1	16.6	0	.	1	12.1	2	14.4
HINDER PROSEC 1ST	0	.	0	.	0	.	1	31.9	1	47.5	2	39.7
HINDER PROSEC 2ND	0	.	0	.	0	.	0	.	1	16.0	1	16.0
KIDNAPPING 1ST	0	.	0	.	1	180.1	0	.	2	201.0	3	194.0
ATT KIDNAPPING 1ST	1	47.9	2	66.7	1	34.7	0	.	1	97.1	5	62.6
KIDNAPPING 2ND	8	58.8	9	50.1	17	55.0	16	54.2	14	49.2	64	53.3
ATT KIDNAPPING 2ND	3	64.9	2	21.0	1	23.9	4	27.1	4	36.0	14	36.6
UNLAWFUL IMPRIS 1ST	3	16.3	0	.	4	18.1	1	16.0	0	.	8	17.2
CUSTODY INTERFE 1ST	1	31.8	0	.	0	.	0	.	0	.	1	31.8
COERCION 1ST	1	13.6	4	38.2	1	33.8	0	.	0	.	6	33.4
BODY STEALING	0	.	0	.	2	23.5	0	.	0	.	2	23.5
BAIL JUMPING 2ND	3	18.2	2	22.1	4	14.7	4	15.9	7	18.2	20	17.5
TAMPERING EVIDENCE	0	.	0	.	0	.	0	.	1	11.9	1	11.9
TAMP WITNESS 3RD	0	.	1	20.3	2	11.9	1	11.9	2	32.6	6	20.2
TAMP WITNESS 1ST	1	35.9	0	.	0	.	0	.	0	.	1	35.9
TAMP WITNESS 2ND	0	.	1	17.9	0	.	0	.	0	.	1	17.9
BAIL JUMPING 1ST	0	.	5	19.9	0	.	0	.	2	19.9	7	19.9
PERJURY 1ST	4	23.0	2	27.1	0	.	1	10.0	2	30.0	9	24.1
BRIBERY 2ND	1	24.0	0	.	0	.	0	.	1	1.5	2	12.8
ATT BRIBERY 2ND	0	.	1	15.9	0	.	0	.	0	.	1	15.9
BRIBERY 1ST	0	.	0	.	0	.	1	24.0	0	.	1	24.0
RECEIVE BRIB 1ST	0	.	0	.	0	.	0	.	1	23.9	1	23.9
BRIBE RECEIVE 2ND	2	16.9	0	.	0	.	1	17.9	1	30.0	4	20.4
OFF MISCON 2ND	0	.	0	.	1	11.9	0	.	0	.	1	11.9
BRIBING WITNESS	0	.	0	.	1	18.0	0	.	1	12.0	2	15.0
ACCEPT COM BRIBE 1ST	1	12.0	0	.	0	.	0	.	0	.	1	12.0
INTIMIDATE WIT 2ND	0	.	0	.	0	.	0	.	2	20.8	2	20.8
INTIMIDATE WIT 3RD	0	.	0	.	0	.	1	12.0	2	18.0	3	16.0
BRIBERY 2ND	1	27.9	0	.	0	.	0	.	0	.	1	27.9
BRIBERY 3RD	0	.	2	15.0	3	17.4	0	.	1	13.0	6	15.8
BRIBE REC 2ND	0	.	0	.	0	.	0	.	1	14.6	1	14.6
BRIBE REC 3RD	1	15.9	0	.	2	12.0	1	23.9	1	12.0	5	15.1
RIOT 1ST	0	.	0	.	0	.	0	.	1	20.0	1	20.0

(continued)

APPENDIX C
SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;FIRST FELONY OFFENDERS ONLY
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
ATT GRAND LAR 2ND	2	12.0	3	15.1	2	20.3	0	.	0	.	7	15.7
GRAND LARCEN 3RD	43	17.9	15	19.9	9	20.6	2	20.9	1	32.9	70	19.0
GRAND LARCEN 1ST	0	.	0	.	0	.	1	23.9	1	18.0	2	20.9
GRAND LARCEN 2ND	13	14.3	12	17.1	11	18.3	28	18.0	24	17.4	88	17.2
ATT GRAND LAR 2ND	1	15.9	1	15.9	5	20.3	2	21.[illegible]	3	23.0	12	20.4
GRAND LARCEN 3RD	15	16.6	24	16.5	32	14.7	31	16.3	34	17.7	136	16.3
ATT GRAND LAR 3RD	6	12.6	1	21.8	3	15.7	2	17.7	4	11.9	16	14.2
GRAND LARCEN 4TH	19	13.6	56	15.2	65	15.6	77	15.5	58	16.3	275	15.5
GR LAR 2ND AUTO	12	24.4	5	28.7	0	.	2	20.7	1	24.0	20	25.1
ATT GR LAR 2ND AUTO	4	18.7	0	.	2	14.1	0	.	0	.	6	17.2
GR LAR 3RD AUTO	5	12.8	14	13.8	5	17.0	2	20.6	0	.	26	14.7
ATT GR LAR 3RD AUTO	0	.	1	11.9	1	20.7	0	.	0	.	2	16.3
UNAU USE VEHIC 1ST	1	17.8	0	.	1	19.4	0	.	2	12.5	4	15.6
UNAU USE VEHIC 2ND	5	12.7	5	14.8	5	19.1	3	18.2	3	14.0	21	15.7
AUTO STRIPPING 1ST	0	.	0	.	0	.	0	.	1	12.3	1	12.3
GR LAR 2ND AUTO	0	.	0	.	0	.	2	22.3	3	12.8	5	16.6
ATT GR LAR 2ND AUTO	0	.	0	.	2	9.3	0	.	0	.	2	9.3
GR LAR 3RD AUTO	0	.	0	.	8	13.0	11	11.9	15	14.5	34	13.3
ATT GR LAR 3RD AUTO	0	.	0	.	4	15.9	7	13.5	4	12.9	15	14.0
GR LAR 4TH AUTO	0	.	1	20.8	3	13.4	11	17.2	13	14.0	28	15.4
STOLEN PROP 1ST	39	23.5	16	20.0	7	30.3	2	24.4	1	24.0	65	23.4
ATT STOLN PROP 1ST	9	21.4	2	16.5	0	.	0	.	0	.	11	20.5
STOLEN PROP 2ND	9	19.9	9	14.9	3	21.7	0	.	0	.	21	18.0
STOLEN PROP 3RD	0	.	0	.	1	17.9	0	.	0	.	1	17.9
STOLEN PROP 1ST	10	16.9	7	13.6	5	17.4	2	11.9	0	.	24	15.6
ATT STOLN PROP 1ST	2	12.0	5	20.4	3	16.5	2	25.9	1	12.0	13	18.4
STOLEN PROP 2ND	2	16.9	2	10.1	0	.	2	17.2	3	18.0	9	15.8
ATT STOLN PROP 2ND	0	.	0	.	0	.	1	15.9	0	.	1	15.9
STOLEN PROP 3RD	20	14.9	47	15.6	69	16.1	85	16.6	71	17.2	292	16.3
ATT STOLN PROP 3RD	2	14.1	7	13.0	15	18.7	14	12.4	6	12.2	44	14.7
STOLEN PROP 4TH	27	13.2	35	15.6	45	15.3	55	14.9	51	14.2	213	14.7
TAMP PUB RECDS 1ST	1	11.1	1	11.9	0	.	0	.	0	.	2	11.5
FALSE BUS RCDS 1ST	0	.	2	13.7	1	22.9	2	20.0	1	12.0	6	17.0
FALSE INSTRUMENT	3	16.0	0	.	1	3.5	2	7.1	2	8.0	8	10.2
CRIM USURY 2ND	0	.	0	.	0	.	0	.	1	11.9	1	11.9
CRIM USURY 1ST	1	48.0	0	.	1	11.9	0	.	1	29.9	3	30.0
DEFRAUD 1ST	0	.	4	12.9	9	14.9	4	11.6	6	18.9	23	15.0
INSUR FRAUD 1ST	0	.	2	24.0	0	.	1	27.9	0	.	3	25.3
INSUR FRAUD 2ND	0	.	1	15.9	1	12.4	0	.	0	.	2	14.1
INSUR FRAUD 1ST	0	.	1	11.9	0	.	1	46.2	0	.	2	29.0
ATT INS FRAUD 1ST	0	.	0	.	1	17.9	0	.	0	.	1	17.9
INSUR FRAUD 4TH	0	.	0	.	0	.	0	.	1	23.8	1	23.8
BUS CORRUPTION	0	.	0	.	0	.	0	.	2	24.0	2	24.0

(continued)

APPENDIX C

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;FIRST FELONY OFFENDERS ONLY
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
ATT BUS CORRUPTION	0	.	0	.	0	.	0	.	1	12.6	1	12.6
CORP TAX RETURN	0	.	0	.	1	12.3	0	.	0	.	1	12.3
ILLEGAL PROFESSION	0	.	0	.	0	.	0	.	1	24.0	1	24.0
FALSE TAX RETRN	0	.	0	.	0	.	0	.	1	11.9	1	11.9
MONOPOLY CONTRACTS	0	.	0	.	0	.	0	.	1	16.0	1	16.0
POS FORGE INS 1ST	2	24.6	1	23.9	0	.	2	13.8	0	.	5	20.1
FORGERY 2ND	23	17.0	14	17.8	31	18.5	35	16.5	33	18.6	136	17.7
ATT FORGERY 2ND	3	13.4	8	13.1	4	13.4	5	13.1	5	12.7	25	13.1
POS FORGE INS 2ND	22	16.2	22	18.1	20	16.6	23	19.6	26	15.5	113	17.2
ATT POS FORGE 2ND	7	16.9	7	14.9	6	15.0	7	13.4	1	16.0	28	15.1
ATT ARSON 1ST	3	39.9	2	96.7	1	76.0	2	73.3	0	.	8	67.0
ARSON 2ND	18	43.6	18	35.9	17	36.3	14	54.1	18	43.6	85	42.2
ATT ARSON 2ND	16	27.1	11	29.6	14	27.1	12	36.9	13	31.6	66	30.2
ARSON 3RD	21	32.1	24	21.9	12	29.6	11	54.9	18	27.6	86	30.9
ATT ARSON 3RD	10	15.8	4	14.6	7	21.1	10	19.9	7	18.8	38	18.3
ARSON 4TH	0	.	6	20.7	7	21.1	6	18.6	1	12.2	20	19.8
PROMO PROSTI 2ND	3	63.8	0	.	2	52.9	1	35.9	0	.	6	55.5
ATT PRO PROST 2ND	0	.	1	35.9	0	.	0	.	0	.	1	35.9
PROMO PROSTI 3RD	1	12.0	2	26.0	0	.	0	.	0	.	3	21.5
ATT PRO PROST 3RD	0	.	1	15.8	0	.	0	.	0	.	1	15.8
SODOMY 1ST	48	45.5	41	55.3	30	58.5	34	60.5	41	64.8	194	56.3
ATT SODOMY 1ST	20	33.2	18	44.5	11	37.6	17	40.0	17	49.9	83	41.1
SODOMY 2ND	6	37.0	10	27.6	9	37.7	9	31.0	16	39.5	50	35.0
ATT SODOMY 2ND	1	23.9	1	23.1	3	26.6	2	27.9	1	32.0	8	26.8
SODOMY 3RD	6	30.6	6	23.1	7	26.4	3	24.9	7	21.5	29	25.3
SEXUAL ABUSE 1ST	69	26.2	71	29.9	66	30.6	79	31.5	105	36.5	390	31.5
ATT SEX ABUSE 1ST	7	22.9	6	25.6	2	25.1	2	23.9	7	26.4	24	24.9
INCEST	1	31.9	1	32.1	1	23.8	1	23.9	2	31.0	6	28.9
AG SEX ABUSE	2	90.5	0	.	2	72.0	0	.	1	47.9	5	74.6
ATT AG SEX ABUSE	1	27.4	0	.	0	.	1	25.4	0	.	2	26.4
AG SEX ABUSE 1ST	0	.	0	.	0	.	0	.	1	18.0	1	18.0
SALE DNG DRUGS 1	7	182.9	0	.	0	.	0	.	0	.	7	182.9
POS DNG DRGS 3RD	0	.	1	7.4	0	.	0	.	0	.	1	7.4
POS DNG DRGS 1ST	0	.	1	223.7	0	.	1	240.0	0	.	2	231.8
CSCS 1ST	10	123.0	12	150.3	8	170.0	10	150.9	18	168.5	58	154.1
ATT CSCS 1ST	0	.	2	67.1	7	44.4	5	54.0	2	36.4	16	49.3
CPCS 1ST	2	109.9	0	.	6	163.3	5	131.1	10	156.4	23	148.0
ATT CPCS 1ST	3	36.0	3	52.0	8	40.2	5	41.6	8	51.5	27	44.7
CSCS 2ND	217	43.3	314	40.9	333	41.5	314	45.4	323	45.8	1501	43.4
ATT CSCS 2ND	5	29.1	5	16.1	9	32.6	4	18.4	5	40.7	28	28.5
CPCS 2ND	125	39.9	154	37.1	217	35.3	281	37.5	289	40.5	1066	38.1
ATT CPCS 2ND	5	13.5	3	22.3	6	26.4	6	18.8	6	26.4	26	21.7
CSCS 3RD	949	16.1	1070	16.7	1563	16.1	1394	17.2	1217	17.1	6193	16.7

(continued)

APPENDIX C
SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;FIRST FELONY OFFENDERS ONLY
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR											
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE
CONSPIRACY 2ND	28	17.3	22	26.0	17	25.5	25	25.5	30	28.5	122	24.8
ATT CONSPIRACY 2ND	3	25.9	5	16.1	13	20.4	8	28.2	7	13.1	36	20.6
CONSPIRACY 3RD	0	.	0	.	2	11.9	1	24.0	2	41.5	5	26.1
CONSPIRACY 4TH	3	12.0	0	.	6	14.4	5	13.0	1	11.9	15	13.3
CRIM SOLI 2ND	1	23.9	1	79.9	1	40.0	2	25.8	0	.	5	39.1
CRIM SOLI 3RD	0	.	1	15.9	0	.	0	.	0	.	1	15.9
CRIM FACIL 2ND	3	14.6	6	25.7	3	19.8	1	32.0	2	30.5	15	23.4
CRIM FACIL 3RD	0	.	0	.	0	.	0	.	1	9.4	1	9.4
YOUTHFUL OFFENDER	17	16.1	28	15.6	20	17.3	31	14.6	31	14.8	127	15.5
YO ATTEMPTED OFFENSE	1	11.9	0	.	0	.	1	28.2	1	12.3	3	17.5
YO MURDER	1	24.6	0	.	0	.	0	.	0	.	1	24.6
YO ATT MURDER	4	12.4	3	22.9	3	18.7	6	20.8	7	24.6	23	20.5
YO MANSLAUGHTER	1	16.0	2	18.8	4	25.4	5	15.6	3	24.4	15	20.4
YO NEG HOMICIDE	0	.	0	.	1	23.7	1	23.9	0	.	2	23.8
YO RAPE	4	18.9	2	20.8	6	21.6	4	26.1	4	29.9	20	23.6
YO ATT RAPE	1	37.9	2	21.4	0	.	0	.	0	.	3	26.9
YO ROBBERY	82	16.6	65	16.7	107	15.5	96	16.6	94	15.3	444	16.1
YO ATT ROBBERY	31	16.7	18	16.7	26	14.6	32	16.8	28	15.7	135	16.1
YO ASSAULT	10	18.1	7	14.2	14	19.0	16	16.0	9	17.2	56	17.1
YO ATT ASSAULT	0	.	2	15.9	4	27.2	5	16.9	5	17.6	16	19.6
YO BURGLARY	62	16.4	45	16.5	63	13.8	51	14.2	22	12.1	243	14.9
YO ATT BURGLARY	10	12.5	13	14.0	24	13.7	8	12.7	12	12.9	67	13.3
YO GRND LARCENY	13	16.0	6	11.0	8	17.3	7	12.3	9	13.4	43	14.4
YO ATT GRND LARCENY	0	.	0	.	2	12.7	0	.	0	.	2	12.7
YO GRND LAR AUTO	6	15.9	4	13.6	2	12.0	3	16.3	4	14.8	19	14.8
YO ATT GRND LAR AUTO	0	.	0	.	2	21.4	0	.	1	11.7	3	18.1
YO POS STOL PROP	10	12.8	12	14.4	18	12.1	9	16.6	25	11.4	74	12.9
YO ATT POS STOL PROP	0	.	0	.	1	11.9	0	.	0	.	1	11.9
YO FORGERY	0	.	2	11.2	0	.	2	15.1	0	.	4	13.2
YO ATT FORGERY	0	.	0	.	0	.	1	15.9	0	.	1	15.9
YO ARSON	5	21.7	2	14.1	2	20.4	2	16.0	2	21.9	13	19.5
YO SODOMY SEX ABUSE	8	24.1	4	21.2	6	24.4	7	22.9	4	25.9	29	23.7
YO ATT SODOMY SEX ABUSE	0	.	0	.	0	.	2	28.0	1	31.9	3	29.3
YO DRUG OFFENSE	39	13.3	58	13.7	120	12.7	75	13.9	83	12.4	375	13.1
YO ATT DRUG OFFENSE	2	18.0	26	12.5	37	12.6	24	15.0	34	14.7	123	13.7
YO DANG WEAPONS	8	17.6	11	18.6	15	16.6	16	15.2	12	14.1	62	16.3
YO ATT DANG WEAPONS	1	13.4	0	.	5	9.2	4	16.9	0	.	10	12.7
YO CRIM MISCHIEF	1	10.0	0	.	2	10.9	4	11.8	4	8.9	11	10.4
YO ATT CRIM MISCHIEF	1	12.5	0	.	0	.	0	.	0	.	1	12.5
YO ESCAPE RES ARREST	0	.	1	10.2	2	15.3	0	.	0	.	3	13.6
YO KIDNAPPING	0	.	1	11.9	0	.	0	.	0	.	1	11.9
UNSPECIFIED FELONY	1	19.2	0	.	1	13.8	3	18.2	1	17.3	6	17.5
ATT UNSPECIFIED FELONY	0	.	0	.	0	.	2	24.3	0	.	2	24.3

(continued)

APPENDIX C

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;FIRST FELONY OFFENDERS ONLY
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
TOTAL	7381	28.8	7167	27.0	9094	24.0	8932	25.4	8911	26.7	41485	26.2

APPENDIX D

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED; PERSONS SENTENCED AS SECOND OR PERSISTENT FELONY OFFENDERS FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUM	AVG
	1988		1989		1990		1991		1992			
	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG		
COMMITMENT CRIME												
ATT MURDER 2ND	22	82.6	17	95.9	19	98.2	17	99.3	24	102.0	99	95.4
MANSLAUGHTER 1ST	50	108.0	42	106.6	41	100.4	48	112.2	43	109.3	224	107.5
ATT MANSLAUGHTER 1ST	5	70.9	3	55.9	6	64.3	2	53.0	7	65.5	23	64.0
MANSLAUGHTER 2ND	15	63.0	14	88.6	5	73.3	12	66.8	11	63.1	57	71.0
ATT MANSLAUGHTER 2ND	2	40.9	1	47.1	0	.	1	31.9	1	35.9	5	39.3
CRIM NEGLI HOMICIDE	2	27.9	10	26.4	5	24.3	3	29.2	8	30.8	28	27.7
VEHICULR MANSL 2ND	1	35.5	5	46.8	2	39.9	1	54.6	1	30.0	10	43.4
VEHICULR MANSL 1ST	0	.	1	36.0	0	.	0	.	1	64.6	2	50.3
RAPE 1ST	26	109.5	23	116.6	20	111.2	27	116.9	23	126.1	119	116.0
ATT RAPE 1ST	13	67.2	11	58.5	17	70.0	20	73.4	26	76.5	87	70.8
RAPE 2ND	3	31.9	5	35.6	3	35.2	4	37.9	3	45.3	18	37.1
ATT RAPE 2ND	0	.	0	.	1	31.9	0	.	2	27.8	3	29.2
RAPE 3RD	8	28.5	6	33.1	6	36.3	9	28.7	9	26.6	38	30.0
ROBBERY 1ST	315	81.6	279	85.1	303	85.3	316	89.4	325	88.9	1538	86.1
ATT ROBBERY 1ST	215	54.0	184	53.0	193	51.7	199	55.2	225	55.5	1016	54.0
ROBBERY 2ND	257	55.7	223	54.5	276	55.9	254	59.4	251	59.2	1261	57.0
ATT ROBBERY 2ND	393	34.3	359	33.6	420	33.4	395	34.5	489	34.3	2056	34.0
ROBBERY 3RD	135	31.3	158	31.4	171	31.5	169	31.8	171	31.5	804	31.5
ATT ROBBERY 3RD	132	22.5	166	22.1	193	21.1	209	22.6	206	22.1	906	22.1
ASSAULT 1ST	55	65.0	37	55.8	32	61.3	30	64.4	46	65.5	200	62.7
ATT ASSAULT 1ST	19	35.5	16	42.7	17	43.1	29	39.0	20	44.0	101	40.6
ASSAULT 2ND	98	38.2	87	36.8	99	36.0	120	39.6	96	38.2	500	37.8
ATT ASSAULT 2ND	78	23.5	68	24.1	67	24.8	81	24.9	97	26.6	391	24.9
RECK ENDANGER 1ST	6	29.7	14	40.5	13	25.9	12	36.7	23	32.3	68	33.3
ATT RECK ENDANG1ST	7	21.9	7	27.7	12	27.0	3	25.3	6	23.9	35	25.4
ATT AG ASSAULT POLICE	1	90.0	1	89.9	1	90.4	0	.	0	.	3	90.1
VEHIC ASSAULT 2ND	1	23.9	4	23.8	2	27.9	2	29.5	5	21.8	14	24.5
VEHIC ASSAULT 1ST	0	.	1	10.9	0	.	1	42.9	0	.	2	26.9
BURGLARY 1ST	27	70.4	18	70.8	27	81.3	21	86.8	27	85.5	120	79.2
ATT BURGLARY 1ST	14	51.5	11	54.9	9	49.9	7	53.2	21	50.8	62	51.8
BURGLARY 2ND	251	49.9	223	51.7	244	53.6	264	55.2	233	56.2	1215	53.3
ATT BURGLARY 2ND	309	31.5	304	33.5	323	32.9	292	35.3	295	34.8	1523	33.6
BURGLARY 3RD	381	30.2	337	29.4	386	29.4	355	29.4	368	30.5	1827	29.8
ATT BURGLARY 3RD	361	20.7	365	20.9	469	20.0	404	20.9	438	20.4	2037	20.6
GRAND LARCEN 1ST	1	35.9	1	48.0	0	.	0	.	0	.	2	42.0
ATT GRAND LAR 1ST	4	25.9	0	.	0	.	0	.	0	.	4	25.9
GRAND LARCEN 2ND	33	28.9	18	35.0	11	44.3	4	38.7	3	61.5	69	34.9
ATT GRAND LAR 2ND	7	23.9	6	17.7	4	29.5	0	.	0	.	17	23.0
GRAND LARCEN 3RD	269	23.9	49	30.4	12	38.2	3	27.4	0	.	333	25.4
ATT GRAND LAR 3RD	1	24.0	0	.	2	28.6	1	19.9	0	.	4	25.3

(continued)

APPENDIX D

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED; PERSONS SENTENCED AS SECOND OR PERSISTENT FELONY OFFENDERS FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUM	AVG
	1988		1989		1990		1991		1992			
	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG		
GRAND LARCEN 1ST	1	18.3	0	.	0	.	0	.	1	9.5	2	13.9
GRAND LARCEN 2ND	4	22.6	0	.	2	38.9	2	29.9	3	36.0	11	30.6
ATT GRAND LAR 2ND	3	18.0	3	20.0	4	26.9	3	22.0	1	36.0	14	23.1
GRAND LARCEN 3RD	26	20.3	22	24.2	22	22.3	23	26.0	46	27.9	139	24.7
ATT GRAND LAR 3RD	7	18.3	21	17.6	26	20.3	27	20.4	23	20.8	104	19.8
GRAND LARCEN 4TH	114	18.2	275	20.5	332	21.8	377	22.5	365	21.8	1463	21.4
GR LAR 2ND AUTO	15	33.3	8	38.0	0	.	1	48.2	0	.	24	35.5
ATT GR LAR 2ND AUTO	21	22.7	5	32.5	2	18.0	0	.	0	.	28	24.1
GR LAR 3RD AUTO	21	21.1	6	44.4	4	29.8	3	36.3	0	.	34	27.6
ATT GR LAR 3RD AUTO	0	.	1	22.5	4	21.0	1	23.9	1	34.5	7	23.6
ATT UN USE VEH 1ST	0	.	1	19.4	2	17.9	1	32.3	1	31.9	5	23.9
UNAU USE VEHIC 2ND	15	22.8	9	20.7	23	23.6	25	21.2	14	21.1	86	22.0
AUTO STRIPPING 1ST	0	.	0	.	1	17.9	1	23.9	2	21.0	4	21.0
GR LAR 2ND AUTO	0	.	0	.	0	.	1	14.4	0	.	1	14.4
GR LAR 3RD AUTO	0	.	0	.	2	19.0	10	26.4	25	28.3	37	27.3
ATT GR LAR 3RD AUTO	0	.	2	16.[illegible]	6	17.0	16	17.7	38	19.2	62	18.5
GR LAR 4TH AUTO	0	.	0	.	10	16.7	34	19.8	42	19.6	86	19.3
STOLEN PROP 1ST	94	29.5	30	39.8	8	52.6	7	65.5	5	116.5	144	37.7
ATT STOLN PROP 1ST	44	22.3	10	28.0	3	25.0	0	.	0	.	57	23.4
STOLEN PROP 2ND	115	23.1	24	29.1	5	30.0	1	47.9	1	24.0	146	24.5
ATT STOLN PROP 2ND	1	23.9	0	.	0	.	0	.	0	.	1	23.9
STOLEN PROP 3RD	0	.	0	.	1	24.0	0	.	0	.	1	24.0
USE SCIENTIFIC MAT	0	.	0	.	0	.	1	32.3	0	.	1	32.3
STOLEN PROP 1ST	3	26.2	9	33.9	5	39.1	6	35.2	1	35.9	24	34.4
ATT STOLN PROP 1ST	7	20.7	6	27.8	2	25.7	0	.	1	18.0	16	23.8
STOLEN PROP 2ND	24	20.7	6	20.9	3	29.6	3	31.9	2	42.0	38	23.5
ATT STOLN PROP 2ND	0	.	1	18.2	2	26.9	3	17.1	0	.	6	20.5
STOLEN PROP 3RD	4	14.7	37	22.7	99	25.0	104	26.2	100	25.7	344	25.2
ATT STOLN PROP 3RD	11	17.5	43	19.3	58	20.1	90	19.9	94	19.9	296	19.8
STOLEN PROP 4TH	57	18.2	200	20.3	274	19.9	261	21.0	236	21.0	1028	20.4
FALSE INSTRUMENT	3	21.9	1	17.9	1	18.0	2	18.4	4	26.3	11	22.2
CRIM USURY 2ND	0	.	0	.	0	.	1	23.9	0	.	1	23.9
CRIM IMPERSONATION	0	.	1	40.2	0	.	1	23.9	1	31.9	3	32.0
CRIM USURY 1ST	0	.	0	.	1	60.1	0	.	0	.	1	60.1
DEFRAUD 1ST	7	20.8	5	23.6	7	22.9	7	27.0	8	18.7	34	22.4
INSUR FRAUD 1ST	0	.	0	.	1	47.9	0	.	1	45.6	2	46.8
ATT INS FRAUD 1ST	0	.	0	.	1	17.9	0	.	0	.	1	17.9
INSUR FRAUD 1ST	0	.	0	.	1	24.1	0	.	0	.	1	24.1
INSUR FRAUD 3RD	0	.	0	.	0	.	0	.	1	18.5	1	18.5
ATT INS FRAUD 3RD	0	.	1	8.0	0	.	0	.	0	.	1	8.0
MONEY LAUNDER 1ST	0	.	0	.	0	.	0	.	1	42.0	1	42.0
ATT FORGERY 1ST	0	.	0	.	1	23.9	0	.	0	.	1	23.9

(continued)

APPENDIX D

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED; PERSONS SENTENCED AS SECOND OR PERSISTENT FELONY OFFENDERS FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUM	AVG
	1988		1989		1990		1991		1992			
	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG		
ATT CSCS 4TH	15	24.9	28	25.2	34	24.0	24	24.6	27	29.6	128	25.7
CPCS 4TH	35	38.1	39	34.2	56	32.1	87	34.4	83	35.6	300	34.7
ATT CPCS 4TH	32	26.7	66	25.4	92	26.4	93	26.7	96	27.3	379	26.5
CSCS 5TH	653	25.7	1006	25.2	1618	25.0	1857	25.2	2114	25.9	7248	25.4
ATT CSCS 5TH	179	18.8	529	18.6	609	19.3	551	19.5	633	19.1	2501	19.1
CPCS 5TH	100	26.3	127	26.3	259	21.8	468	24.7	528	25.4	1482	24.7
ATT CPCS 5TH	63	19.5	89	18.8	309	18.1	408	19.1	451	19.7	1320	19.1
CPCS 6TH	1	18.0	0	.	0	.	0	.	0	.	1	18.0
CRIM SALE MARI 1	0	.	1	89.9	0	.	0	.	0	.	1	89.9
ATT CR SALE MAR1	0	.	0	.	0	.	0	.	1	23.9	1	23.9
CRIM POS MARI 1	1	60.0	2	36.0	0	.	1	71.9	1	48.0	5	50.3
ATT CR POS MARI1	1	23.9	1	29.8	1	24.4	0	.	1	24.3	4	25.6
CRIM SALE MARI 2	2	36.0	0	.	1	24.0	0	.	1	29.9	4	31.5
ATT CR SALE MAR2	0	.	0	.	0	.	0	.	3	20.0	3	20.0
CRIM POS MARI 2	2	23.9	2	24.0	3	23.6	3	37.9	3	30.0	13	28.5
ATT CR POS MARI2	4	20.2	3	19.1	0	.	1	18.0	1	23.9	9	20.0
CRIM SALE MARI 3	2	20.9	3	17.3	2	20.9	2	20.9	4	15.6	13	18.4
CRIM POS MARI 3	6	18.0	4	16.0	2	21.0	3	19.1	4	16.3	19	17.7
C POS WEAPON 1ST	1	94.3	0	.	0	.	1	135.9	0	.	2	115.1
ATT C POS WEAP 1ST	0	.	0	.	0	.	1	41.9	0	.	1	41.9
C POS WEAPON 3RD	179	33.6	184	35.4	212	35.2	208	35.8	218	35.6	1001	35.2
ATT C POS WEAP 3RD	188	25.6	174	25.5	213	25.7	212	25.6	257	25.0	1044	25.4
ATT MFG TRANS WEAP	0	.	0	.	1	24.0	0	.	0	.	1	24.0
C POS WEAPON 2ND	31	62.9	14	57.3	29	61.9	25	59.4	25	60.3	124	60.8
ATT C POS WEAP 2ND	7	31.6	8	38.9	5	33.2	9	36.1	4	37.6	33	35.6
USE FIREAMS 1ST	1	89.8	1	59.9	1	35.9	4	91.9	1	96.0	8	81.1
ATT USE FIREAM 1ST	2	52.8	0	.	1	63.9	0	.	0	.	3	56.5
USE FIREARMS 2ND	0	.	1	63.9	1	41.0	0	.	0	.	2	52.5
SALE FIREARMS 2ND	0	.	1	18.0	2	31.2	0	.	1	18.0	4	24.6
DRIVE INTOX 2 OFF	1	18.0	1	15.9	5	18.7	8	20.7	5	31.1	20	22.4
CHILD PORNOGRAPHY	0	.	0	.	0	.	0	.	1	137.1	1	137.1
ATT CHILD PORNOGRAPHY	0	.	2	39.9	0	.	0	.	0	.	2	39.9
PROMO CHILD PORN	0	.	1	39.9	0	.	0	.	0	.	1	39.9
ATT PROMO CHILD SEX	0	.	1	23.9	0	.	0	.	0	.	1	23.9
LEAVE ACCIDENT SCENE	0	.	0	.	0	.	0	.	1	23.9	1	23.9
FALSE REPORT 1ST	0	.	0	.	0	.	1	31.9	0	.	1	31.9
PROMO BOOKMAKE 1ST	0	.	0	.	1	17.9	1	17.9	0	.	2	17.9
POS GAMBLING RECDS	0	.	2	18.0	2	17.9	0	.	1	18.0	5	18.0
POS BOOKMAKE RECDS	2	17.9	1	24.0	0	.	0	.	1	18.0	4	19.4
CRIM MISCHIEF 2ND	1	30.0	0	.	0	.	2	12.6	4	23.8	7	21.5
ATT CR MISCHIEF2ND	0	.	2	17.9	1	17.9	4	19.9	4	15.8	11	17.9

(continued)

APPENDIX D

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVÉD; PERSONS SENTENCED AS SECOND OR PERSISTENT FELONY OFFENDERS FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUM	AVG
	1988		1989		1990		1991		1992			
	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG		
POS FORGE INS 1ST	0	.	1	48.0	0	.	0	.	1	23.9	2	36.0
ATT POS FORGE 1ST	0	.	1	23.9	1	4.9	0	.	1	29.9	3	19.6
FORGERY 2ND	31	28.4	41	28.1	39	30.4	27	29.0	41	26.4	179	28.4
ATT FORGERY 2ND	24	20.9	33	20.0	37	21.0	28	17.9	23	19.6	145	19.9
POS FORGE INS 2ND	55	31.2	41	31.6	54	30.8	39	28.0	33	31.0	222	30.6
ATT POS FORGE 2ND	32	20.6	39	19.5	24	21.3	24	20.4	27	21.5	146	20.6
POS FORGE DEVICE	0	.	0	.	0	.	1	35.9	0	.	1	35.9
ATT POS FORGE DEVICE	0	.	0	.	1	23.8	0	.	0	.	1	23.8
FORG VEHIC ID	0	.	0	.	1	23.9	0	.	0	.	1	23.9
ATT ARSON 1ST	0	.	0	.	1	60.0	0	.	1	111.9	2	86.0
ARSON 2ND	2	71.9	4	141.8	1	83.8	2	125.0	5	72.7	14	100.6
ATT ARSON 2ND	7	59.8	6	45.7	8	54.1	1	76.8	4	60.4	26	55.5
ARSON 3RD	4	42.9	5	66.0	6	43.7	2	56.9	6	66.0	23	55.4
ATT ARSON 3RD	5	26.4	3	30.2	3	24.4	6	30.9	5	39.5	22	30.8
ARSON 4TH	7	21.8	3	23.9	5	31.1	3	23.9	5	21.6	23	24.3
PROMO PROSTI 1ST	0	.	0	.	1	54.7	0	.	0	.	1	54.7
PROMO PROSTI 2ND	0	.	1	80.0	1	59.9	2	68.4	1	111.8	5	77.7
ATT PRO PROST 2ND	1	32.0	1	36.0	1	42.0	0	.	0	.	3	36.6
PROMO PROSTI 3RD	2	35.9	0	.	0	.	0	.	0	.	2	35.9
ATT PRO PROST 3RD	0	.	0	.	0	.	0	.	1	33.7	1	33.7
SODOMY 1ST	8	83.7	13	99.6	6	104.7	12	109.4	12	106.6	51	101.6
ATT SODOMY 1ST	7	82.8	4	74.1	5	65.5	2	71.9	7	77.1	25	75.5
SODOMY 2ND	4	35.9	2	37.0	5	55.4	5	58.0	4	57.7	20	50.8
ATT SODOMY 2ND	2	27.9	2	38.3	1	23.9	1	48.6	1	55.8	7	37.2
SODOMY 3RD	3	26.5	2	30.6	3	25.3	3	38.2	1	23.8	12	29.6
SEXUAL ABUSE 1ST	31	44.8	43	39.9	38	41.1	32	42.9	36	45.6	180	42.7
ATT SEX ABUSE 1ST	8	24.1	21	26.1	14	26.9	13	33.8	12	30.5	68	28.3
INCEST	1	32.0	1	47.9	1	23.9	0	.	0	.	3	34.6
ATT SALE DRUGS 3	1	47.9	0	.	0	.	0	.	0	.	1	47.9
POS DNG DRGS 5TH	1	180.0	0	.	0	.	0	.	0	.	1	180.0
DRUG PARAPHE 1ST	0	.	0	.	0	.	0	.	1	24.0	1	24.0
USE NARCOTIC 1ST	0	.	1	31.9	0	.	0	.	0	.	1	31.9
CSCS 2ND	3	72.0	17	73.3	17	76.1	14	75.0	19	78.0	70	75.5
CPCS 2ND	1	84.2	2	84.4	6	71.9	8	77.1	7	73.0	24	75.5
ATT CPCS 2ND	1	71.9	0	.	0	.	0	.	0	.	1	71.9
CSCS 3RD	91	54.1	102	53.0	123	48.8	213	50.5	213	52.0	742	51.4
ATT CSCS 3RD	54	32.2	115	29.2	248	29.6	375	31.3	548	34.1	1340	32.0
CPCS 3RD	20	52.8	32	57.3	34	53.3	63	52.7	54	56.2	203	54.5
ATT CPCS 3RD	16	36.2	30	35.0	36	31.2	50	28.6	62	30.9	194	31.5
ATT CSCS 4TH OLD LAW	0	.	1	23.8	0	.	0	.	0	.	1	23.8
ATT CPCS 4TH OLD LAW	0	.	1	11.4	0	.	0	.	0	.	1	11.4
CSCS 4TH	48	38.0	93	35.7	158	32.6	146	37.7	114	36.4	559	35.7

(continued)

APPENDIX D

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED;
PERSONS SENTENCED AS SECOND OR PERSISTENT FELONY OFFENDERS
FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUM	AVG
	1988		1989		1990		1991		1992			
	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG		
CRIM MISCHIEF 3RD	10	21.5	10	22.6	14	17.8	15	20.8	25	20.6	74	20.5
CRIM TRESPASS 1ST	0	.	0	.	0	.	2	33.5	0	.	2	33.5
ATT CR TRESPASS1ST	0	.	0	.	0	.	0	.	1	30.0	1	30.0
ESCAPE 1ST	1	26.7	0	.	2	28.6	1	39.9	1	23.9	5	29.5
ATT ESCAPE 1ST	1	23.8	1	18.0	0	.	0	.	1	55.9	3	32.6
ESCAPE 2ND	4	27.7	3	30.8	7	22.0	3	17.9	3	43.4	20	27.1
ABSCONDING 1ST	0	.	0	.	2	23.9	3	19.4	1	18.0	6	20.7
CONTRABAND 1ST	2	55.3	3	65.9	0	.	4	51.2	2	37.0	11	53.4
ATT CONTRABAND 1ST	2	26.7	1	17.9	1	21.5	4	24.2	3	20.0	11	22.7
HINDER PROSEC 2ND	1	23.9	0	.	0	.	0	.	0	.	1	23.9
KIDNAPPING 2ND	1	72.0	2	90.1	0	.	3	79.2	5	66.4	11	74.7
ATT KIDNAPPING 2ND	2	66.9	1	56.0	0	.	5	71.5	6	61.6	14	65.5
UNLAWFUL IMPRIS 1ST	2	30.8	10	25.7	1	23.8	2	38.0	1	17.8	16	27.2
CUSTODY INTERFE 1ST	0	.	0	.	0	.	0	.	1	23.8	1	23.8
COERCION 1ST	1	30.0	1	36.0	0	.	0	.	0	.	2	33.0
ATT COERCION 1ST	2	25.9	0	.	0	.	0	.	0	.	2	25.9
BAIL JUMPING 2ND	19	19.8	18	20.5	20	22.5	15	19.5	16	25.5	88	21.5
TAMPERING EVIDENCE	0	.	0	.	0	.	2	25.0	1	17.9	3	22.6
TAMP WITNESS 3RD	2	24.1	0	.	3	25.3	0	.	0	.	5	24.8
BAIL JUMPING 1ST	6	23.5	4	22.5	2	43.4	5	31.7	5	20.6	22	26.3
ATT BAIL JUMP 1ST	1	18.0	1	19.5	1	18.0	2	17.9	2	18.2	7	18.2
PERJURY 1ST	1	30.0	2	29.5	2	37.8	0	.	0	.	5	32.9
ATT PERJURY 1ST	1	54.0	0	.	0	.	0	.	0	.	1	54.0
PERJURY 2ND	0	.	1	17.8	0	.	0	.	1	20.1	2	19.0
BRIBERY 2ND	2	26.9	2	29.9	0	.	0	.	1	60.0	5	34.7
ATT BRIBERY 2ND	2	23.9	2	30.7	1	23.9	0	.	0	.	5	26.6
BRIBERY 1ST	0	.	1	54.7	0	.	0	.	0	.	1	54.7
BRIBE RECEIVE 2ND	1	35.4	1	17.9	0	.	0	.	0	.	2	26.6
ATT WITNESS REC BRIBE	0	.	0	.	1	23.8	0	.	0	.	1	23.8
BRIBING WITNESS	0	.	0	.	1	31.8	1	24.0	0	.	2	27.9
ATT BRIBING WITNESS	0	.	0	.	0	.	0	.	1	18.1	1	18.1
ATT INTIMI WIT 2ND	1	17.9	0	.	0	.	0	.	0	.	1	17.9
INTIMIDATE WIT 3RD	0	.	0	.	3	23.7	1	18.9	3	29.4	7	25.5
BRIBERY 3RD	0	.	2	15.6	2	29.9	1	23.9	4	25.9	9	24.2
ATT BRIBERY 3RD	0	.	0	.	5	21.3	2	17.9	4	21.2	11	20.7
BRIBE REC 3RD	0	.	0	.	1	29.9	0	.	0	.	1	29.9
ATT BRIBE REC 3RD	1	17.9	0	.	1	17.9	0	.	0	.	2	17.9
RIOT 1ST	0	.	1	36.8	0	.	0	.	3	23.3	4	26.7
CONSPIRACY 2ND	1	78.0	0	.	0	.	5	44.3	2	58.5	8	52.1
ATT CONSPIRACY 2ND	0	.	1	36.0	3	35.9	0	.	1	36.0	5	35.9
CONSPIRACY 3RD	1	24.0	2	18.1	2	24.2	2	23.9	1	24.1	8	22.6

(continued)

APPENDIX D

SPECIFIC OFFENSE TYPE BY TOTAL (STATE+JAIL) TIME SERVED; PERSONS SENTENCED AS SECOND OR PERSISTENT FELONY OFFENDERS FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

COMMITMENT OFFENSE	TOTAL(STATE+JAIL) TIME SERVED IN MONTHS										TOTAL	
	RELEASE YEAR										NUM	AVG
	1988		1989		1990		1991		1992			
	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG	NUM	AVG		
ATT CONSPIRACY 3RD	0	.	0	.	0	.	1	47.9	0	.	1	47.9
CONSPIRACY 4TH	4	17.9	9	19.9	4	21.0	10	20.8	3	18.0	30	22.6
ATT CRIM SOLI 1ST	1	100.3	0	.	0	.	0	.	0	.	1	100.3
CRIM SOLI 2ND	0	.	0	.	0	.	0	.	1	45.7	1	45.7
ATT CRIM FACIL 1ST	1	24.0	0	.	0	.	0	.	0	.	1	24.0
CRIM FACIL 2ND	0	.	1	31.0	1	36.3	3	35.9	0	.	5	35.1
ATT CRIM FACIL 2ND	1	23.0	1	23.9	1	30.6	3	26.6	2	24.0	8	25.8
CRIM FACIL 3RD	0	.	2	18.0	1	17.9	3	19.6	0	.	6	18.0
ILL SOUND TRANSFER	1	35.9	0	.	0	.	0	.	0	.	1	35.9
TOTAL	6169	35.9	6838	33.8	8745	32.0	9471	33.2	10342	33.2	41565	33.5

APPENDIX E

AVERAGE MINIMUM SENTENCE (IN MONTHS) BY FELONY CLASS, VIOLENT FELONY STATUS, AND 1ST OR 2ND FELONY STATUS; FIRST RELEASES TO PAROLE SUPERVISION 1988 TO 1992

FELONY CLASS OF COMMITMENT OFFENSE	AGGREGATE MINIMUM IN MONTHS										TOTAL	
	RELEASE YEAR										NUMBER	AVERAGE
	1988		1989		1990		1991		1992			
	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE	NUMBER	AVERAGE		
FIRST FELONY												
VIOLENT FELONY												
A-I FELONY	70	171.0	47	170.6	27	184.0	43	186.8	52	186.2	239	178.6
CLASS B FELONY	1304	43.9	1020	43.5	953	43.5	919	42.7	1000	42.0	5196	43.2
CLASS C FELONY	1458	24.1	1117	24.3	1181	23.2	1180	23.0	1309	23.2	6245	23.6
CLASS D FELONY	940	15.3	877	15.1	982	14.6	1031	14.8	1056	15.1	4886	15.0
CLASS E FELONY	18	12.0	27	12.6	19	12.8	18	12.4	24	13.8	106	12.8
TOTAL	3790	31.4	3088	30.2	3162	28.0	3191	28.2	3441	28.5	16672	29.3
OTHER FELONY												
A-I FELONY	22	137.7	18	134.3	29	102.2	26	111.1	38	132.7	133	122.9
A-II FELONY	352	43.0	476	42.7	565	43.2	605	45.6	623	47.1	2621	44.6
CLASS B FELONY	1286	15.4	1443	16.5	2133	16.2	1884	17.1	1721	17.9	8467	16.7
CLASS C FELONY	486	18.3	641	17.0	1215	15.7	1185	17.1	1142	17.0	4669	16.8
CLASS D FELONY	723	16.0	688	15.7	885	15.8	984	15.8	911	16.1	4191	15.9
CLASS E FELONY	403	13.0	498	13.1	608	13.0	640	13.1	639	13.1	2788	13.1
YOUTHFUL OFFENDR	318	13.4	314	13.5	494	13.3	412	13.4	395	13.5	1933	13.4
TOTAL	3590	18.9	4078	19.4	5929	18.5	5736	19.6	5469	20.7	24802	19.4
SECOND FELONY												
VIOLENT FELONY												
CLASS B FELONY	455	78.2	400	82.5	419	81.1	451	84.2	466	82.8	2191	81.7
CLASS C FELONY	858	50.2	718	48.8	822	49.5	810	50.6	851	50.1	4059	49.9
CLASS D FELONY	1036	29.7	1001	29.8	1114	30.0	1085	30.1	1158	30.3	5394	30.0
CLASS E FELONY	188	21.4	175	21.1	215	21.0	212	21.3	258	21.0	1048	21.1
TOTAL	2537	44.7	2294	44.3	2570	43.8	2558	45.4	2733	44.5	12692	44.5
OTHER FELONY												
A-II FELONY	5	72.0	19	73.9	23	75.1	22	74.5	26	74.5	95	74.4
CLASS B FELONY	116	52.2	144	52.6	164	48.0	287	48.7	271	51.6	982	50.4
CLASS C FELONY	210	34.8	319	36.0	522	35.8	684	35.5	836	36.9	2571	36.0
CLASS D FELONY	1629	26.0	1980	26.2	2849	25.9	3242	26.0	3627	26.4	13327	26.1
CLASS E FELONY	1670	19.0	2081	18.8	2610	18.7	2676	18.8	2848	18.7	11885	18.8
TOTAL	3630	24.2	4543	24.5	6168	24.5	6911	25.2	7608	25.8	28860	25.0
GRAND TOTAL	13547	28.6	14003	27.5	17829	25.9	18396	26.8	19251	27.5	83026	27.2

APPENDIX F

Crime Code Table

The Crime Code Table presents various criminal offenses specified in the New York State Penal Law as well as other State statutes. The Penal Law section is indicated along with the effective dates for this section. For felony offenses the felony class is also indicated. The offenses are arranged by order of the unique crime code used by the Department of Correctional Services. In addition, a crime type designation is provided. These types include: VFO - violent felony offenses as designated in the Penal Law; CVO - other crimes of a coercive/violent nature not designated as a VFO; PDO - property, drug and other felonies; MIS - misdemeanors; VIO - violations.

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                                                                                PAGE = 1
                              CRIME TABLE - SORTED BY CRIME CODE - 04OCT93
                        DESCRIPTION                         EFF-DATE  RPL-DATE   PL-LAW  CLASS  TYPE
CODE
0100  MURDER (DEGREELESS - PRIOR TO 9-1-74)                 19670901  19740831   125.25   A1    VFO
0101  MURDER 1ST                                            19740901             125.27   A1    VFO
0102  MURDER 2ND                                            19740901             125.25   A1    VFO
0201  MANSLAUGHTER 1ST                                      19670901             125.20   B     VFO
0202  MANSLAUGHTER 2ND                                      19670901             125.15   C     CVO
0203  ABORTION 1ST                                          19670901             125.45   D     CVO
0204  ABORTION 2ND                                          19670901             125.40   E     CVO
0210  SELF-ABORTION 1ST                                     19670901             125.55         MIS
0211  SELF-ABORTION 2ND                                     19670901             125.50         MIS
0300  CRIMINALLY NEGLIGENT HOMICIDE                         19670901             125.10   E     CVO
0301  VEHICULAR MANSLAUGHTER 2ND                            19851101             125.12   D     CVO
0302  VEHICULAR MANSLAUGHTER 1ST                            10851101             125.13   C     CVO
0401  RAPE 1ST                                              19670901             130.35   B     VFO
0402  RAPE 2ND                                              19670901             130.30   D     CVO
0403  RAPE 3RD                                              19670901             130.25   E     CVO
0405  RAPE (DEGREE NOT SPECIFIED)                                                130.00         CVO
0501  ROBBERY 1ST                                           19670901             160.15   B     VFO
0502  ROBBERY 2ND                                           19670901             160.10   C     VFO
0503  ROBBERY 3RD                                           19670901             160.05   D     CVO
0601  ASSAULT 1ST                                           19670901             120.10   C     VFO
0602  ASSAULT 2ND                                           19670901             120.05   D     VFO
0603  ASSAULT 3RD                                           19670901             120.00         MIS
0604  RECKLESS ENDANGERMENT 1ST                             19670901             120.25   D     CVO
0605  MENACING                                              19670901             120.15         MIS
0606  RECKLESS ENDANGERMENT 2ND                             19670901             120.20         MIS
0607  PROMOTING A SUICIDE ATTEMPT                           19670901             120.30   E     CVO
0608  AGGRAVATED ASSAULT ON A PEACE OFFICER                 19810702             120.11   B     VFO
0609  ASSAULT (DEGREE NOT SPECIFIED)                                             120.00         CVO
0610  VEHICULAR ASSAULT 2ND                                 19851101             120.03   E     CVO
0611  VEHICULAR ASSAULT 1ST                                 19851101             120.04   D     CVO
0612  ASSAULT UPON PERSON UNDER ELEVEN YEARS OF AGE         19901101             120.12   E     VFO
0701  BURGLARY 1ST                                          19670901             140.30   B     VFO
0702  BURGLARY 2ND                                          19670901             140.25   C     VFO
0703  BURGLARY 3RD                                          19670901             140.20   D     PDO
0900  POSSESSION OF BURGLARS TOOLS                          19670901             140.35         MIS
1000  GRAND LARCENY (NOT AUTO)                                                   155.00         PDO
1001  GRAND LARCENY - NOT AUTO 1ST                          19670901  19861031   155.40   C     PDO
1002  GRAND LARCENY - NOT AUTO 2ND                          19670901  19861031   155.35   D     PDO
1003  GRAND LARCENY - NOT AUTO 3RD                          19670901  19861031   155.30   E     PDO
1004  GRAND LARCENY - NOT AUTO 1ST                          19861101             155.42   B     PDO
1005  GRAND LARCENY - NOT AUTO 2ND                          19861101             155.40   C     PDO
1006  GRAND LARCENY - NOT AUTO 3RD                          19861101             155.35   D     PDO
1007  GRAND LARCENY - NOT AUTO 4RD                          19861101             155.30   E     PDO
1010  COMPUTER TRESPASS                                                          156.10   E     PDO
1011  COMPUTER TAMPERING 1ST                                                     156.25   E     PDO
1012  UNLAWFUL DUPLICATION COMPUTER REL MATERIAL                                 156.30   E     PDO
1013  CRIMINAL POSSESSION  COMPUTER REL MATERIAL            19861101             156.35   E     PDO
1100  PETIT LARCENY                                         19670901             155.25         MIS
1200  JOSTLING                                              19670901             165.25         MIS
1201  FRAUDULENTLY ACCOSTING                                19670901             165.30         MIS
1300  UNAUTHORIZED USE OF A VEHICLE 3RD                     19820901             165.05         MIS
1301  GRAND LARCENY - AUTO 1ST                              19670901  19861031   155.40   C     PDO
1302  GRAND LARCENY - AUTO 2ND                              19670901  19861031   155.35   D     PDO
1303  GRAND LARCENY - AUTO 3RD                              19670901  19861031   155.30   E     PDO
1304  UNAUTHORIZED USE OF A VEHICLE 1ST                     19820901             165.08   D     PDO
1305  UNAUTHORIZED USE OF A VEHICLE 2ND                     19820901             165.06   E     PDO
1306  AUTO STRIPPING 1ST                                    19841101             165.10   E     PDO
1307  GRAND LARCENY - AUTO 1ST                              19861101             155.42   B     PDO
1308  GRAND LARCENY - AUTO 2ND                              19861101             155.40   C     PDO
1309  GRAND LARCENY - AUTO 3RD                              19861101             155.35   D     PDO
1310  GRAND LARCENY - AUTO 4TH                              19861101             155.30   E     PDO
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                                                                                PAGE = 2
                              CRIME TABLE - SORTED BY CRIME CODE - 04OCT93
                        DESCRIPTION                         EFF-DATE  RPL-DATE   PL-LAW  CLASS  TYPE
CODE
1400  RECEIVING STOLEN PROPERTY                                                  1308-2         PDO
1401  CRIM. POSS. OF STOLEN PROPTY 1ST                      19670901  19861031   165.50   D     PDO
1402  CRIM. POSS. OF STOLEN PROPTY 2ND                      19670901  19861031   165.45   E     PDO
1403  CRIMINAL POSS. OF STOLEN PROPERTY 3RD                 19670901  19861031   165.40         MIS
1404  UNLAWFUL USE, SECRET SCIENTIFIC MATERIAL              19670901             165.07   E     PDO
1405  CRIM. POSS. OF STOLEN PROPTY 1ST                      19861101             165.54   B     PDO
1406  CRIM. POSS. OF STOLEN PROPTY 2ND                      19861101             165.52   C     PDO
1407  CRIM. POSS. OF STOLEN PROPTY 3RD                      19861101             165.50   D     PDO
1408  CRIM. POSS. OF STOLEN PROPTY 4RD                      19861101             165.45   E     PDO
1409  CRIM. POSS. OF STOLEN PROPTY 5TH                      19861101             165.40         MIS
1500  FALSIFYING BUSINESS RECORDS 2ND                       19670901             175.05         MIS
1501  TAMPERING WITH PUBLIC RECORDS 1ST                     19670901             175.25   D     PDO
1502  FALSIFYING BUSINESS RECORDS 1ST                       19670901             175.10   E     PDO
1503  OFFERING A FALSE INST. FOR FILING 1ST                 19670901             175.35   E     PDO
1504  ISSUING A FALSE CERTIFICATE                           19670901             175.40   E     PDO
1505  CRIMINAL USURY 2ND                                    19760901             190.40   E     PDO
1506  UNLAWFULLY CONCEALING A WILL                          19670901             190.30   E     PDO
1507  POSSESSION OF USURIOUS LOAN RECORDS                   19670901             190.45         MIS
1508  FRAUD IN INSOLVENCY                                   19670901             185.00         MIS
1509  FRAUD.DISP.GOODS SUBJ.CND.SALES CONTRACT              19670901             185.15         MIS
1510  TAMPERING WITH PUBLIC RECORDS 2ND                     19670901             175.20         MIS
1511  OFFERING A FALSE INST. FOR FILING 2ND                 19670901             175.30         MIS
1512  ISSUING A FALSE FINANCIAL STATEMENT                   19670901             175.45         MIS
1513  PRESENTING A FALSE INSURANCE CLAIM                    19670901  19811031   175.50         MIS
1514  FALSE ADVERTISING                                     19670901             190.20         MIS
1515  CRIMINAL IMPERSONATION                                19800901             190.26   E     PDO
1516  FRAUDULENT DISP. OF MORTGAGED PROPERTY                19670901             185.10         MIS
1517  FRAUD INVOLVING A SECURITY INTEREST                   19670901             185.05         MIS
1518  MAKING FALSE STATEMENT OF CREDIT TERMS                19820722             190.55         MIS
1519  UNLAWFUL COLLECTION PRACTICES                         19670901             190.50         MIS
1520  CRIMINAL USURY 1ST                                    19760901             190.42   C     PDO
1521  SCHEME TO DEFRAUD 1ST                                 19770101             190.65   E     PDO
1522  SCHEME TO DEFRAUD 2ND                                 19770101             190.60         MIS
1523  ISSUING A BAD CHECK                                   19670901             190.05         MIS
1524  MISCONDUCT BY A CORPORATE OFFICIAL                    19670901             190.35         MIS
1540  INSURANCE FRAUD 1ST                                   19811101  19861031   176.20   D     PDO
1541  INSURANCE FRAUD 2ND                                   19811101  19861031   176.15   E     PDO
1542  INSURANCE FRAUD 3RD                                   19811101  19861031   176.10         MIS
1543  OBSTRUCTING GOVERNMENT ADMINISTRATION                                      195.07   E     PDO
1544  INSURANCE FRAUD 1ST                                   19861101             176.30   B     PDO
1545  INSURANCE FRAUD 2ND                                   19861101             176.25   C     PDO
1546  INSURANCE FRAUD 3RD                                   19861101             176.20   D     PDO
1547  INSURANCE FRAUD 4TH                                   19861101             176.15   E     PDO
1548  INSURANCE FRAUD 5TH                                   19861101             176.10   A     MIS
1549  DEFRAUDING THE GOVERNMENT                             19861101             195.20   E     PDO
1550  ENTERPRISE CORRUPTION                                 19861101             460.20   B     PDO
1551  FALSE RETURN OR REPORT: CORPORATE TAX                 19851101             TX1085   E     PDO
1552  FRAUD IN THE SALE OF SECURITIES                       19820901             GB0352   E     PDO
1553  UNAUTHORIZED PRACTICE OF A PROFESSION                 19760823             ED6512   E     PDO
1554  FALSE TAX RETURN: PERSONAL INCOME                     19851101             TX1804   E     PDO
1555  REPEATED FAILURE TO FILE:  PERSONAL INCOME            19851101             TX1802   E     PDO
1556  MONEY LAUNDERING 1ST                                  19881101             470.14   D     PDO
1557  MONEY LAUNDERING 2ND                                  19881101             470.10   E     PDO
1558  MISUSE OF FOOD STAMPS                                 19670901             SS147    E     PDO
1559  CONTRACTS FOR MONOPOLY                                19750701             GB0340   E     PDO
1560  MOTOR FUEL TAX EVASION                                19851101             TX1812   E     PDO
1600  FORGERY 1ST                                           19670901             170.15   C     PDO
1601  CRIMINAL POSS. FORGED INST. 1ST                       19670901             170.30   C     PDO
1602  FORGERY 2ND                                           19670901             170.10   D     PDO
1603  CRIMINAL POSS. FORGED INST. 2ND                       19670901             170.25   D     PDO
1604  CRIMINAL POSS. FORGERY DEVICES                        19670901             170.40   D     PDO
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CRIME TABLE - SORTED BY CRIME CODE - 04OCT93

CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
2700	UNLAWFUL USE OF CREDIT CARDS	19690725		165.17		MIS
2701	THEFT OF SERVICES	19670901		165.15		MIS
2702	MISAPPLICATION OF PROPERTY	19670901		165.00		MIS
2703	FRAUDULENTLY OBTAINING A SIGNATURE	19670901		165.20		MIS
2704	FORTUNE TELLING	19670901		165.35		MIS
2801	DRIVING WHILE IMPAIRED,DRUGS - 1ST OFF.	19881101		VT1192		MIS
2802	DRIVING,IMPAIRED,DRUGS - 2ND/SUBSQ OFF.	19881101		VT1192	E	PDO
2900	UNSPEC. VIOLATION OF MOTOR VEHICLE LAWS -			VT		
2901	DESTROYING/DEFACING UNATTENDED MOTOR VEH	19700101	19841031	VT1224		MIS
2902	UNAUTH. REMOVAL LIC. PLATE FROM MOTOR VEH	19710901		VT 403		MIS
2903	LEAV SERIOUS PERSONAL INJ ACC W/O REPORTING	19800901		VT 600	E	PDO
2904	AGGRAVATED UNLIC. OPERATION OF MOTOR VEHICLE	19851101		VT511.	E	PDO
2905	UNLICENSED VEHICLE DISMANTLING	19841101		VT415.	E	PDO
2906	SELL MV/TRLR/PARTS W/CHANGING ID NUMBERS	19830727		VT0421	E	PDO
2907	MAKING A FALSE STATEMENT; STOLEN VEHICLE	19670901		VT0426	E	PDO
3000	RIOT 2ND	19670901		240.05		MIS
3001	INCITING A RIOT	19670901		240.08		MIS
3002	DISRUPTION OF RELIGIOUS SERVICES	19670901		240.21		MIS
3003	AGGRAVATED HARASSMENT 2ND	19820901		240.30		MIS
3004	UNLAWFUL ASSEMBLY	19670901		240.10		MIS
3005	LOITERING 1ST	19680901		240.36		MIS
3006	CRIMINAL NUISANCE	19891101		240.45		MIS
3007	FALSELY REPORTING AN INCIDENT 3RD	19760901		240.50		MIS
3008	FALSELY REPORTING AN INCIDENT 2ND	19730901		240.55		MIS
3009	FALSELY REPORTING AN INCIDENT 1ST	19770901		240.60	E	PDO
3010	PUBLIC INTOXICATION			240.40		VIO
3011	APPEAR IN PUBLIC,INTOX,DRUGS NOT ALCOHOL			240.40		VIO
3012	LOITERING, PURPOSE OF PROSTITUTION			240.37		VIO
3013	AGGRAVATED HARRASSMENT 1ST	19820901		240.31	E	PDO
3014	CRIMINAL NUISANCE 1ST	19891101		240.46	E	PDO
3100	LOITERING			240.35		VIO
3101	DISORDERLY CONDUCT	19670901		240.20		VIO
3102	HARASSMENT	19670901		240.25		VIO
3103	LOITERS FOR BEGGING			240.35		VIO
3301	PROMOTING GAMBLING 1ST LOTTERY OR POLICY	19670901		225.10	E	PDO
3302	PROMOTING GAMBLING 1ST - BOOKMAKING	19670901		225.10	E	PDO
3303	POSS.GAMBLING RECORDS 1ST-LOTTERY/POLICY	19670901		225.20	E	PDO
3304	POSS. GAMBLING RECORDS 1ST - BOOKMAKING	19670901		225.20	E	PDO
3305	POSSESSION OF GAMBLING DEVICES	19670901		225.30		MIS
3306	PROMOTING GAMBLING 2ND	19670901		225.05		MIS
3307	POSSESSION OF GAMBLING RECORDS 2ND	19670901		225.15		MIS
3401	CRIMINAL MISCHIEF 2ND	19710901		145.10	D	PDO
3402	CRIMINAL MISCHIEF 3RD	19710901		145.05	E	PDO
3403	CRIMINAL MISCHIEF 4TH	19710901		145.00		MIS
3404	CRIMINAL TAMPERING 1ST	19670901		145.20	D	PDO
3405	CRIMINAL TAMPERING 2ND	19790101		145.15		MIS
3406	CRIMINAL MISCHIEF 1ST	19710901		145.12	B	PDO
3407	CRIMINAL TAMPERING 3RD	19790101		145.14		MIS
3408	RECKLESS ENDANGERMENT OF PROPERTY	19670901		145.25		MIS
3409	TAMPERING WITH CONSUMER PRODUCT 1ST	19861101		145.45	E	PDO
3501	CRIMINAL TRESPASS 1ST	19690901		140.17	D	PDO
3502	CRIMINAL TRESPASS 2ND	19690901		140.15		MIS
3503	CRIMINAL TRESPASS 3RD	19690901		140.10		MIS
3504	UNLAWFUL POSSESSION OF RADIO DEVICES	19700901		140.40		MIS
3600	CORPORATION ORDINANCES-MISDMNR,LOCAL LAW	19760826		GML 8		MIS
3601	UNLAWFUL POSSESSION MEDICAL WASTE 1ST	19890707		EN71-4	E	PDO
3602	UNLAWFUL POSSESSION HAZARDOUS WASTE 2ND	19810721		EN71-2	E	PDO
3603	SETTING FOREST LAND ON FIRE	19720901		EN09-1105	E	PDO
3900	ABSCONDING FROM FURLOUGH PROGRAM	19720807		205.18		MIS
3901	ESCAPE 1ST	19670901		205.15	D	PDO
3902	ESCAPE 2ND	19670901		205.10	E	PDO

CRIME TABLE - SORTED BY CRIME CODE - 04OCT93

CODE	DESCRIPTION	EFF-DATE	RPL-DATE	PL-LAW	CLASS	TYPE
3903	ESCAPE 3RD	19670901		205.05		MIS
3904	ABSCONDING FROM TEMPORARY RELEASE 1ST	19720621		205.17	E	PDO
3905	RESISTING ARREST	19670901		205.30		MIS
3906	ABSCONDING FROM TEMPORARY RELEASE 2ND	19720621		205.16		MIS
3907	PROMOTING PRISON CONTRABAND 1ST	19670901		205.25	D	PDO
3908	PROMOTING PRISON CONTRABAND 2ND	19670901		205.20		MIS
3909	HINDERING PROSECUTION 1ST	19670901		205.65	D	PDO
3910	HINDERING PROSECUTION 2ND	19670901		205.60	E	PDO
3911	HINDERING PROSECUTION 3RD	19670901		205.55		MIS
3912	ABSCONDING FROM COMMUNITY TREATMENT FACILITY	19860724		205.19	E	PDO
4000	KIDNAPPING			135.00		USP
4001	KIDNAPPING 1ST	19670901		135.25	AI	VFO
4002	KIDNAPPING 2ND	19670901		135.20	B	VFO
4003	UNLAWFUL IMPRISONMENT 1ST	19670901		135.10	E	CVO
4004	CUSTODIAL INTERFERENCE 1ST	19670901		135.50	E	CVO
4005	SUBSTITUTION OF CHILDREN	19670901		135.55	E	CVO
4006	COERCION 1ST	19670901		135.65	D	CVO
4007	UNLAWFUL IMPRISONMENT 2ND	19670901		135.05		MIS
4008	COERCION 2ND	19670901		135.60		MIS
4009	CUSTODIAL INTERFERENCE 2ND	19670901		135.45		MIS
4010	BODY STEALING	19670901		PH4216	E	PDO
4201	BAIL JUMPING 2ND	19830908		215.56	E	PDO
4202	TAMPERING WITH PHYSICAL EVIDENCE	19670901		215.40	E	PDO
4203	CRIMINAL CONTEMPT 1ST	19720901		215.51	E	PDO
4204	UNLAWFUL GRAND JURY DISCLOSURE	19770719		215.70	E	PDO
4205	TAMPERING WITH A WITNESS 4TH	19820901		215.10		MIS
4206	TAMPERING WITH A JUROR	19901101		215.25		MIS
4207	MISCONDUCT BY A JUROR	19901101		215.30		MIS
4208	COMPOUNDING A CRIME	19670901		215.45		MIS
4209	CRIMINAL CONTEMPT 2ND	19720901		215.50		MIS
4210	BAIL JUMPING 3RD	19830908		215.55		MIS
4211	CRIMINAL CONTEMPT OF THE LEGISLATURE	19670901		215.60		MIS
4212	CRIM. CONTEMPT,TEMP. STATE COMMISSION	19700901		215.65		MIS
4213	CRIM. CONTEMPT,STATE COMM. JUDICIAL COND	19790401		215.66		MIS
4214	UNLAWFUL DISCLOSURE OF AN INDICTMENT	19670901		215.75		MIS
4215	TAMPERING WITH A WITNESS 3RD	19820901		215.11	E	PDO
4216	TAMPERING WITH A WITNESS 1ST	19820901		215.13	B	PDO
4217	TAMPERING WITH A WITNESS 2ND	19820901		215.12	D	PDO
4218	BAIL JUMPING 1ST	19830908		215.57	D	PDO
4300	BIGAMY	19670901		255.15	E	PDO
4301	UNLAWFULLY SOLEMNIZING A MARRIAGE	19670901		255.00		MIS
4302	UNLAWFULLY ISSUING A DISSOLUTION DECREE	19670901		255.05		MIS
4303	UNLAWFULLY PROCURING A MARRIAGE LICENSE	19670901		255.10		MIS
4304	ADULTERY	19670901		255.17		MIS
4601	PERJURY 1ST	19670901		210.15	D	PDO
4602	PERJURY 2ND	19670901		210.10	E	PDO
4603	MAKING APPARENTLY SWORN FALSE STATE. 1ST	19670901		210.40	E	PDO
4604	PERJURY 3RD	19670901		210.05		MIS
4605	MAKING APPARENTLY SWORN FALSE STATE. 2ND	19670901		210.35		MIS
4606	MAKING PUNISHABLE FALSE WRITTEN STATEMENT	19670901		210.45		MIS
4607	CRIMINAL SOLICITATION 4TH	19780901		100.05		MIS
4800	BRIBERY 2ND	19730901	19861031	200.00	D	PDO
4801	BRIBERY 1ST	19730901		200.04	B	PDO
4802	BRIBE RECEIVING 1ST	19730901		200.12	B	PDO
4803	REWARDING OFFICIAL MISCONDUCT 1ST	19730901		200.22	C	PDO
4804	BRIBE RECEIVING 2ND	19730901	19861031	200.10	D	PDO
4805	RECEIVING REWARD FOR OFFICIAL MISCONDUCT 1ST	19730901		200.27	C	PDO
4806	REWARDING OFFICIAL MISCONDUCT 2ND	19730901		200.20	E	PDO
4807	RECEIVING REWARD FOR OFFICIAL MISCONDUCT 2ND	19730901		200.25	E	PDO
4808	BRIBE RECEIVING BY A JUROR	19670901		215.20	D	PDO
4809	BRIBE RECEIVING BY A WITNESS	19670901		215.05	D	PDO

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